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THE  
JOURNAL OF THE SENATE

OF THE  
STATE OF OHIO,

FOR THE ADJOURNED SESSION OF THE  
SIXTY-FOURTH GENERAL ASSEMBLY,

COMMENCING  
TUESDAY, JANUARY 4, 1881.

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VOLUME LXXVII.

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SANDUSKY, OHIO:  
LAYMAN BROTHERS, STATE PRINTERS.  
1881.





# JOURNAL OF THE SENATE.

SENATE CHAMBER, COLUMBUS, OHIO,

TUESDAY, January 4, 1881.

THREE O'CLOCK P. M.

The Senate having adjourned on the 17th day of April, A. D. 1880, to meet on the 4th day of January, A. D. 1881, at 3 o'clock p. m., convened at that hour, and was called to order by the President of the Senate, Lieutenant-Governor Andrew Hickenlooper.

Prayer by Rev. Dr. A. C. Hirst.

On demand of Mr. Beer a call of the Senate was had.

Those who answered to their names were:

Messrs. Beebe, Beer, Carlisle, Carran, Cline, Creamer, Eggleston, Entekin, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kirby of Hamilton, Kirby of Wyandot, Moore, Mounts, O'Hagan, Parker, Pollard, Pringle, Richards, Salzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, and Wilkins of Tuscarawas—30.

Leave of absence was asked and obtained for Mr. Pond, for ten days, and indefinite leave for Messrs. Kelly, Perkins, Fleischmann, Wilkins of Fulton, Marriott, and Atkinson.

On motion of Mr. Beer, further proceedings under the call were dispensed with.

Mr. Eggleston moved that a message be sent to the House of Representatives, informing it that the Senate is in session, and ready for the transaction of business.

Which was agreed to.

Mr. Richards offered the following joint resolution:

S. J. R. No. 48: *Resolved by the General Assembly of the State of Ohio, That a committee be appointed, two on the part of the Senate, and — on the part of the House, to wait on the Governor, and inform him that the General Assembly is now in session, and ready to receive any communication he may have to transmit.*

The question being on the adoption of said resolution, the yeas and nays were ordered, taken, and resulted—yeas 30, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Beer, Carlisle, Carran, Cline, Creamer, Eggleston, Entekin, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kirby of Hamilton, Kirby of Wyandot, Moore, Mounts, O'Hagan, Parker, Pollard, Pringle, Richards, Salzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, and Wilkins of Tuscarawas—30.

So the resolution was adopted.

Mr. Hitchcock offered the following resolution:

S. R. No. 72: *Resolved, That the use of the Senate Chamber be ten*

dered the Ohio State Board of Agriculture during Wednesday, the 5th inst., for the purpose of holding its annual convention.

Mr. Hitchcock moved to suspend the Senate rule requiring unanimous consent for the adoption of the resolution.

On which motion the yeas and nays were ordered, taken, and resulted—yeas 17, nays 10, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Carlisle, Hitchcock, Horr, Jackson, Kirby of Wyandot, Moore, O'Hagan, Parker, Pollard, Pringle, Richards, Sinks, Sullivan, Tyler, Van Cleaf, and Wilkins of Tuscarawas—17.

Those who voted in the negative were—

Messrs. Carran, Cline, Creamer, Eggleston, Entrekin, Harper, Hartshorn, Mounts, Saltzgaber, and Strong—10.

The motion, not having received the requisite two thirds vote, was lost.

Mr Horr offered the following resolution, which was adopted:

S. R. No. 73: *Resolved*, That the use of the Senate Chamber be tendered to the Ohio Wool Growers' Association for this evening, for the purpose of holding their annual convention.

Mr. Richards offered the following joint resolution:

S. J. R. No. 49: *Resolved by the General Assembly of the State of Ohio*, That the two Houses of the General Assembly meet in joint convention in the Hall of the House of Representatives on Thursday, the 6th day of January, at 11 o'clock a.m., and count the vote for State officers.

Mr. Saltzgaber moved to amend said resolution, by inserting before the word "count" the words "attend to the," and after the word "count" the word "of."

Which was agreed to.

The question being on the adoption of the resolution as amended, the yeas and nays were ordered, taken, and resulted—yeas 29, nays 1, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Beer, Carlisle, Carran, Cline, Creamer, Eggleston, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kirby of Hamilton, Kirby of Wyandot, Moore, Mounts, O'Hagan, Parker, Pollard, Pringle, Richards, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, and Wilkins of Tuscarawas—29.

Mr. Entrekin voted in the negative.

So the resolution was adopted.

Mr. Eggleston offered the following resolution:

S. R. No. 74: *Resolved*, That the use of the Senate Chamber be granted to the Ohio State Board of Agriculture during the afternoon and evening of Wednesday, January 5, 1881, for the purpose of holding their annual meeting.

Mr. Richards moved that said resolution be laid upon the table.

Which was agreed to.

Mr. Saltzgaber moved to reconsider the vote by which S. J. R. No. 49 was adopted.

Which was agreed to.

Mr. Saltzgaber moved to amend said resolution, by striking out the words "Thursday" and "sixth," and inserting in lieu thereof the words "Wednesday" and "fifth."

Which was agreed to.

The question then being on the adoption of the resolution, the yeas and nays were ordered, taken and resulted—yeas 29, nays none, as follows:

Those who voted in the affirmative were:

Messrs. Beebe, Beer, Carlisle, Carran, Cline, Creamer, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kirby of Wyandot, Moore, Mounts, O'Hagan, Parker, Pollard, Pringle, Richards, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, and Wilkins of Tuscarawas—29.

So the resolution was adopted.

On motion of Mr. Eggleston, S. R. No. 74 was taken from the table.

Mr. Hitchcock moved to amend said resolution, by striking out the word "three," and inserting the word "eleven" in lieu thereof.

Which was agreed to.

Said resolution was then adopted.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has met, pursuant to adjournment April 17, 1880, and is now ready for the transaction of business.

Attest:

D. J. EDWARDS, *Clerk.*

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has adopted the following joint resolution, in which the concurrence of the Senate is requested:

H. J. R. No. 64—Mr. Bloom: Providing for a joint committee to wait on the Governor, consisting of three on the part of the House and — on the part of the Senate.

The Speaker has appointed, on the part of the House, Messrs. Ray, Letcher, and Bloom.

Attest:

D. J. EDWARDS, *Clerk.*

Mr. Saltzgaber moved to lay said message and resolution on the table. Which was not agreed to.

Mr. Hitchcock moved to fill the blank in said resolution with the number "two."

Which was agreed to.

The question then being on concurring in the adoption of said resolution, the yeas and nays were ordered, taken, and resulted—yeas 28, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Beer, Carlisle, Carran, Cline, Creamer, Entrekin, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kirby of Hamilton, Kirby of Wyandot, Moore, Mounts, Parker, Pringle, Richards, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—28.

So the resolution was concurred in.

The President appointed Messrs. Richards and Saltzgaber on said committee on the part of the Senate.

Mr. Richards submitted the following report:

The committee appointed under H. J. R. No. 64, to wait upon the

Wednesday, January 5, 1881.

Governor to inform him that the General Assembly is in session, and ready for the transaction of business, respectfully report that they have performed that duty, and that his Excellency will transmit to the General Assembly his message in writing.

D. GANO RAY, R. G. RICHARDS,  
WILLIAM LETCHER, G. M. SALTZGABER.  
S. S. BLOOM,

The annual message of Governor Charles Foster to the Legislature was received and read.

Mr. Hitchcock moved to refer the various parts of the Governor's message relating to the subjects discussed therein to the respective committees having these subjects in charge.

Which was agreed to.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has concurred in the adoption of the following joint resolution:

S. J. R. No. 49—Mr. Richards: Relative to counting the vote for State officers.

Attest:

D. J. EDWARDS, *Clerk*.

Mr. Carran, on leave, introduced the following bill, which was read the first time:

S. B. No. 244: To amend section 2293 of the Revised Statutes of Ohio.

Mr. Sinks, on leave, introduced the following bill, which was read the first time:

S. B. No. 245: To amend sections 5163, 5165, 5166, 7269, and 7275 of the Revised Statutes.

On motion of Mr. Beer, the Senate adjourned.

Attest:

J. C. DONALDSON, *Clerk*.

WEDNESDAY, January 5, 1881—10 o'clock A.M.

The Senate met pursuant to adjournment.

Prayer by Rev. A. C. Hirst.

The Journal was read and approved.

The following bill was read the second time, and referred to the committee on Medical Societies:

Sub. for H. B. No. 171: To amend section 3763 of the Revised Statutes of Ohio.

The following bill was introduced and read the first time:

S. B. No. 246—By Mr. Saltzgaber: To regulate the sale of lands upon execution, and for the payment in such cases of the contingent right of dower.

Mr. Moore offered the following joint resolution :

S. J. R. No. 50: WHEREAS, That David I. Devor was, at the beginning of the war of 1861, a native born citizen and resident of Darke county, Ohio; that he volunteered and went into the service at the call of the President in August, 1862, and faithfully served in Company I of the 40th Ohio Regiment from that time until he received an honorable discharge at the close of the war; and,

WHEREAS, The said David I. Devor having removed from Darke county, Ohio, into Randolph county, Indiana, where he afterwards died on the 17th day of December, 1875, and but little over one year thereafter his wife died, leaving a helpless family of five children, aged, respectively, at this date, five, nine, eleven, thirteen, and fifteen years; and,

WHEREAS, The said children are now dependent upon charitable friends unable to look after and care for their future welfare, and application having been made for their admission to the Orphans' Home at Terre Haute, Indiana, and at Xenia, Ohio, and being rejected in the former because an Ohio soldier, and in the latter because at the time of his death he was a citizen of Indiana; therefore, be it

*Resolved by the General Assembly of the State of Ohio,* That the officers of the Soldiers' and Sailors' Orphans' Home be and they are hereby required to receive the said children of David I. Devor, deceased, into said institution.

Referred to committee on Soldiers' and Sailors' Orphans' Home.

Mr. Wilkins of Tuscarawas, moved that the Sergeant-at-Arms be instructed to obtain copies of the report of the Investigating Committee appointed under S. R. No. 32, and distribute them among the members of the Senate.

Which was agreed to.

Mr. Carran, on leave, introduced the following bill, which was read the first time :

S. B. No. 247: To amend section 1 of an act entitled "an act to authorize the county commissioners of Cuyahoga county to build a monument or memorial tablet commemorative of the deceased soldiers and sailors of said county, and to purchase a site therefor."

The following communication was received from the Governor :

STATE OF OHIO, EXECUTIVE DEPARTMENT,

COLUMBUS, January 5, 1881.

*To the General Assembly:*

I have the honor to transmit herewith, for your information, a communication from Hon. James A. Garfield, declining and renouncing the appointment of Senator in the Congress of the United States from the State of Ohio, conferred upon him by the General Assembly.

The original communication is transmitted to the House of Representatives, and a copy thereof to the Senate.

Very respectfully,

CHARLES FOSTER, Governor.



Wednesday, January 5, 1881.

[Copy.]

MENTOR, OHIO, *December 23, 1880.*

*To the Governor and General Assembly of the State of Ohio :*

Having been appointed by the General Assembly, on the 13th and 14th days of January, A.D. 1880, a Senator in the Congress of the United States from the State of Ohio, for the term of six years, to begin on the 4th day of March, 1881, I have the honor to inform you that I respectfully decline and renounce said appointment.

With a high appreciation of the honor conferred upon me by the General Assembly, and of the confidence which its choice implied,

I am, very truly,

Your obedient servant,

[Signed]

J. A. GARFIELD.

Mr. Hollingsworth moved that said communication and accompanying letter be referred to the committee on Judiciary, with instructions to report such action as may be necessary.

Which was agreed to.

Mr. Hitchcock offered the following joint resolution, which was referred to the committee on Judiciary :

S. J. R. No. 51: *Resolved by the General Assembly of the State of Ohio, That this Legislature will, on Tuesday, the 18th inst., proceed, in accordance with the law of Congress regulating the election of United States Senators, to elect one Senator from this State, for six years, from the 4th day of March, 1881.*

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives is now ready to receive the Senate to count the vote for State officers under S. J. R. No. 49—Mr. Richards: Relative to counting the vote for State officers.

Attest :

D. J. EDWARDS, *Clerk.*

This being the day and the hour appointed by S. J. R. No. 49, for the counting of the votes cast for Secretary of State at the October election of 1880, the officers and members of the Senate proceeded to the Hall of the House of Representatives, and being seated, a call of the Senate was had and a quorum of the Senators found present.

A call of the House was ordered by the Speaker, and a quorum of members answered to their names.

The President of the Senate, in presence of the joint convention of the two Houses, then proceeded to open and announce the returns of votes cast at the election held in the State of Ohio on the second Tuesday of October, A.D. 1880, for: Secretary of State.

The canvass having been completed, the President of the Senate announced the result as follows :

For the office of Secretary of State, Charles Townsend has 362,021 votes; William Lang has 343,016 votes; Chas. A. Lloyd has 6,786 votes; and William H. Doan has 2,815 votes.

Charles Townsend, having received the highest number of votes for said office of Secretary of State of the State of Ohio, was declared by the President of the Senate duly elected to that office for the constitutional term of two years, commencing on the second Monday of January, A.D. 1881.

The canvass having been completed, the President of the Senate declared the joint convention adjourned *sine die*.

The Senators and officers of the Senate then returned to the Senate Chamber.

On motion of Mr. Richards, the Senate adjourned.

Attest:

J. C. DONALDSON, *Clerk*.

THURSDAY, JANUARY 6, 1881—10 O'CLOCK A. M.

The Senate met pursuant to adjournment.

Prayer by Rev. A. C. Hirst.

The Journal was read and approved.

Bills were read the second time, and referred as follows:

S. B. No. 244: To amend section 2293 of the Revised Statutes.

To committee on Municipal Corporations.

S. B. No. 245: To amend sections 5163, 5165, 5166, 7269, and 7275 of the Revised Statutes.

To committee on Judiciary.

The following bill was introduced and read the first time:

S. B. No. 248—Mr. Sinks: To amend section 710 of the Revised Statutes.

The President of the Senate appointed the following named persons pages: Walter B. Norris *vice* Chas. T. Smith, deceased, and Andrew Drenner *vice* Herman Evans, who is hereby removed for cause.

Mr. Wilkins, of Tuscarawas, offered the following joint resolution:

S. J. R. No. 52: *Be it resolved by the General Assembly of the State of Ohio* (three fifths of all the members elected to each House concurring therein), That propositions to amend the Constitution of the State of Ohio be submitted to the electors of the State on the second Tuesday of October, A. D. 1881, as follows, to-wit: That section 2 of article 2, section 1 of article 3, be so amended as to read as follows:

## Article II.

SEC. 2. Senators and Representatives shall be elected biennially by the electors in the respective counties or districts on the first Tuesday after the first Monday in November; their terms of office shall commence on the first day of January next thereafter, and continue two years.

## Article III.

SEC. 1. The executive department shall consist of a Governor, Lieutenant Governor, Secretary of State, Auditor, Treasurer, and Attorney-General, who shall be chosen by the electors of the State, at the place of

voting for members of the General Assembly, on the Tuesday next after the first Monday of November.

*Form of Ballot.*

At said election, the voters in favor of the adoption of the amendment to section 2, article 2, shall have placed upon their ballots the words, "Amendment to section 2, article 2, of Constitution—Yes;" and those who do not favor the adoption of said amendment, shall have printed upon their ballots the words, "Amendment to section 2, article 2, of Constitution—No;" and those who favor the adoption of section 1, article 3, shall have placed upon their ballots the words, "Amendment to section 1, article 3, of Constitution—Yes;" and those who do not favor the adoption of said amendment, shall have placed upon their ballots the words, "Amendment to section 1, article 3, of Constitution—No."

On motion of Mr. Wilkins of Tuscarawas, said resolution was referred to the committee on Judiciary, and ordered printed.

Mr. Kirby of Hamilton asked and obtained leave of absence for Mr. Eggleston.

On motion of Mr. Beer, the Senate took a recess.

THREE O'CLOCK P. M.

The following bills were read the second time, and referred as follows:

S. B. No. 246: To regulate the sale of lands upon execution, and for the payment in such cases of the contingent right of dower.

To committee on Judiciary.

S. B. No. 247: To amend section 1 of an act entitled "an act to authorize the county commissioners of Cuyahoga county to build a monument or memorial tablet commemorative of the deceased soldiers and sailors of said county, and to purchase a site therefor.

To committee on Military Affairs.

Mr. Fleischmann, on leave, introduced the following bill:

S. B. No. 249: To amend section 3868 of the Revised Statutes of Ohio, in relation to the powers of certain corporations.

Mr. Moore, on leave, introduced the following bill:

S. B. No. 250: To amend section 6289 of the Revised Statutes of Ohio.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The following bills have been introduced in the House of Representatives and read the first time:

H. B. No. 506—Mr. Marsh: To authorize certain municipal corporations to construct machine shops, and to issue bonds therefor.

H. B. No. 507—Mr. Snyder: To amend section 6819 of the Revised Statutes.

H. B. No. 508—Mr. Snyder: To punish the unlawful or criminal use or assault with vitriol or other injurious substances.

H. B. No. 509—Mr. Ray: Supplementary to an act entitled "an act to amend sections 2205, 2206, 2207, 2228 and 2231 of the Revised Statutes," passed March 3, 1880. (770 O. L., p. 35.)

H. B. No. 510—Mr. Scott of Jefferson: Empowering justices of peace to collect fees on collections made with due process of law.

H. B. No. 511—Mr. Sawyer: To authorize the commissioners of Auglaize county to cause certain judicial records to be transcribed, and to declare the effect and authority to be given to certain transcripts of deeds from the counties heretofore made.

H. B. No. 512—Mr. Walker: To repeal an act to amend sections 6, 12 and 14 of an act entitled an act supplementary to the act entitled "an act relating to juries," passed April 26, 1873, and to amend certain other acts therein named.

H. B. No. 513—Mr. Letcher: To amend section 4064 of the Revised Statutes.

H. B. No. 514—Mr. Scott of Jefferson: Regulating membership of boards of special school districts, when subdivided.

H. B. No. 515—Mr. Scott of Jefferson: Authorizing the commissioners of Jefferson county to assist in the construction of a contract therein named.

H. B. No. 516—Mr. Bishop: To amend section 1448 of the Revised Statutes.

H. B. No. 517—Mr. Kirchner: Amendatory of and supplementary to title 12 of the Revised Statutes.

H. B. No. 518—Mr. Dial: To regulate the construction, enlargement, changes in and conduct the management of water works in certain cities, and to authorize the issue of bonds in connection therewith.

H. B. No. 519—Mr. Wilson: To authorize the trustees of Poland township, Mahoning county, to purchase grounds for a cemetery.

H. B. No. 520—Mr. Hill of Hamilton: To prescribe an additional sum to complete and further improve fair grounds for the use of the county agricultural association.

H. B. No. 521—Mr. Dial: To amend sections 3915, 3916, 3917, 3918, 3920, 3939, 3961, 3967, 3980, 3981, 3987, 3989, 4007, 4014, 4018, 4019, 4032, 4034 and 4053 of the Revised Statutes.

H. B. No. 522—Mr. Brown of Butler: Authorizing cities of the second class, with a certain population, to build and dispose of railroad shops by the issuing of bonds as provided.

H. B. No. 523—Mr. Koons: To enable the treasurer of Knox county to refund certain taxes.

H. B. No. 524—Mr. Koons: To repeal an act entitled "an act to authorize the trustees of the several townships of Knox county to levy a tax to improve the public roads."

H. B. No. 525—Mr. Pugsley: To amend section 1267 of the Revised Statutes.

H. B. No. 526—Mr. Groschner: To authorize the board of education of Napoleon, Henry county, to issue bonds for the redemption of other bonds.

H. B. No. 527—Mr. Licey: To amend section 4202 of the Revised Statutes.

H. B. No. 528—Mr. Sharp: To prevent the irregular practice of medicine and surgery within the state.

H. B. No. 529—Mr. Covert: To amend sections 654 and 648 of the Revised Statutes.

H. B. No. 530—Mr. Voight: To amend section 2803 of the Revised Statutes.

H. B. No. 531—Mr. Groom: To amend section 5241 of the Revised Statutes.

H. B. No. 532—Mr. Groom: To amend an act entitled "an act to amend section 4239 of the Revised Statutes."

H. B. No. 533—Mr. Chapman: To amend an act entitled "an act to amend section 2926 of the Revised Statutes," passed April 17, 1880.

H. B. No. 534—Mr. Chapman: To amend section 5880 of the Revised Statutes of Ohio, relating to liens upon water craft.

H. B. No. 535—Mr. Hill of Hamilton: To amend section 1531 of the Revised Statutes.

Attest:

D. J. EDWARDS, *Clerk*.

Mr. Parker moved to take from the table H. B. No. 148: To repeal an act entitled "an act to consolidate the territory comprising the township of New London, Huron county, Ohio, into a special school district," passed and took effect March 31, 1879, and to reinstate under the general school laws of Ohio, and all the territory of said special school district designated in said act as New London township school district.

Which was agreed to.

Mr. O'Hagan moved that the bill be indefinitely postponed.

On which motion the yeas and nays were demanded, taken, and resulted—yeas 26, nays 4, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Carlisle, Cline, Creamer, Entrekin, Fleischmann, Harper, Hartshorn, Jackson, Kelly, Kirby of Wyandot, Marriott, Moore, O'Hagan, Parker, Pollard, Pringle, Richards, Saltzgeber, Sinks, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—26.

Messrs. Beer, Hitchcock, Horr, and Strong voted in the negative.

So the motion was agreed to.

On motion of Mr. Kirby of Hamilton, the Senate adjourned.

Attest:

J. C. DONALDSON, *Clerk*.

FRIDAY, January 7, 1881—10 O'CLOCK A.M.

The Senate met pursuant to adjournment.

Prayer by Rev. A. C. Hirst.

The Journal was read and approved.

The following bill was introduced and read the first time:

S. B. No. 251—Mr. Horr: To authorize the commissioners of Lorain county to complete the court-house in said county.

Mr. Horr moved that the constitutional rule requiring bills to be read on three different days be dispensed with, that said bill No. 251 may be read the second time by its title.

On which motion the yeas and nays were taken and resulted—yeas 27, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Carlisle, Cline, Creamer, Hartshorn, Hitchcock, Horr, Hollingworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Moore, Mounts, O'Hagan, Parker, Perkins, Pollard, Richards,



Saltzgaber, Sinks, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton and Wilkins of Tuscarawas—27.

So the motion was agreed to, and the constitutional rule was dispensed with.

Said bill was read the second time by its title.

Mr. Horr moved that the constitutional rule requiring bills to be read on three different days be dispensed with, that said bill No. 251 may be read the third time.

On which motion the yeas and nays were taken and resulted—yeas 28, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Carlisle, Cline, Creamer, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pollard, Richards, Saltzgaber, Sinks, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—28.

So the constitutional rule was dispensed with, and the bill was read the third time.

The question then being "Shall the bill pass?" the yeas and were ordered, taken, and resulted—yeas 29, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Carlisle, Cline, Creamer, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pollard, Richards, Saltzgaber, Sinks, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—29.

So the bill passed. The title was agreed to.

Mr. Kelly introduced the following bill:

S. B. No. 252: To authorize the commissioners of Lawrence county to levy an additional tax for road purposes.

Mr. Jackson introduced the following bill:

S. B. No. 253: To amend sections 1599 and 1605 of the Revised Statutes.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has refused to concur in the passage of the following bill:

S. B. No. 104: To amend section 6710 of the Revised Statutes of Ohio.

Attest:

D. J. EDWARDS, *Clerk.*

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has concurred in the passage of the following bill:

S. B. No. 99: To prohibit the selling of pools upon the result of any trial or contest of skill, speed, or power of endurance of man or beast—with the following amendments, in which the concurrence of the Senate is requested:

After the word "that," in line 1, insert the following: "the following section be enacted as supplementary to section 6933 of the Revised Statutes, with sectional numbering as follows: 6939a."

Friday, January 7, 1881.

Also, in line 2, strike out the words "any person who," and insert in lieu thereof the word "whoever."

Attest:

D. J. EDWARDS, *Clerk*.

On motion of Mr. Marriott, said bill and amendments were laid upon the table.

## MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has adopted the following joint resolution, in which the concurrence of the Senate is requested:

H J R. No 66—Mr. Clement: Relative to the election of a United States Senator to succeed Hon. James A. Garfield

Attest:

D J. EDWARDS, *Clerk*.

On motion of Mr. Hitchcock, said resolution was referred to the committee on Judiciary.

Bills were read the second time, and referred as follows:

S. B. No. 249: To amend section 3868 of the Revised Statutes, in relation to the powers of certain corporations.

To committee on Municipal Corporations.

S. B. No. 250: To amend section 6289 of the Revised Statutes of Ohio.

To committee on Judiciary.

Mr. Creamer offered the following resolution:

S. R. No. 75: *Resolved*, That Sebastian Gramlich and Fred. Dennis be allowed pay for four days' work each for putting in order the Senate Chamber for the present session.

On motion of Mr. Hartshorn, said resolution was referred to the committee on Claims.

The following communication was received from the Governor:

STATE OF OHIO, EXECUTIVE DEPARTMENT,

COLUMBUS, January 6, 1881.

*To the General Assembly:*

I have the honor to transmit herewith a copy of a communication from the Corresponding Secretary of the "Executive Committee on Inaugural Ceremonies," whereby an invitation is extended to the members of the General Assembly to be present at the city of Washington, on the 4th of March next, and participate in the ceremonies and festivities incident to the inauguration of General James A. Garfield as President of the United States.

Very respectfully,

CHARLES FOSTER, *Governor*.

[Copy]

EXECUTIVE COMMITTEE ON INAUGURAL CEREMONIES,

MARCH 4, 1881.

WASHINGTON, D. C., December 10, 1880.

*To His Excellency the Governor of Ohio, Columbus, Ohio:*

SIR: I am instructed to extend to you, and through you to the members

of your personal staff, the officers of your State Government, and the members of the Legislature of your State, a cordial invitation to be present in this city, on the 4th of March next, and participate in the ceremonies and festivities incident to the inauguration of General James A. Garfield as President of the United States.

With high regard,

I have the honor to be

Your obedient servant,

[Signed]

H. C. CORBIN,

*Corresponding Secretary.*

The following communication was received from the Governor:

STATE OF OHIO, EXECUTIVE DEPARTMENT,

COLUMBUS, *January 5, 1881.*

*To the Senate:*

I have the honor to advise you that on the 29th day of December, 1880, I appointed Charles H. Grosvenor, of Athens county, subject to the advice and consent of the Senate, to be a Trustee of the Ohio Soldiers' and Sailors' Orphans' Home, for the unexpired term ending April 14, 1881, to fill the vacancy caused by his resignation of said office, which was received October 27 and accepted November 1, 1880.

Very respectfully,

CHARLES FOSTER, *Governor.*

Mr. Hitchcock moved to refer said message to the committee on Benevolent Institutions.

Which was not agreed to.

The question then being on advising and consenting to said appointment, the yeas and nays were ordered, taken, and resulted—yeas 24, nays 1, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Carlisle, Cline, Creamer, Entrekin, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Kirby of Wyandot, Moore, Mounts, O'Hagan, Perkins, Pollard, Richards, Sinks, Tyler, Wilkins of Fulton and Wilkins of Tuscarawas—24.

Mr. Van Cleaf voted in the negative.

So the Senate advised and consented to said appointment.

The following communication was received from the Governor:

STATE OF OHIO, EXECUTIVE DEPARTMENT,

COLUMBUS, *January 5, 1881.*

*To the Senate:*

I have the honor to advise you that on the 23d day of April, 1880, I appointed the following named persons to be members of the Board of State Charities:

Rodiff Brinkerhoff, of Richland county, and Charles Boesel, of Auglaize county, for the term of one year; Joseph Perkins, of Cuyahoga county, and John W. Andrews, of Franklin county, for the term of two

Friday, January 7, 1881.

years; and Miles D. Carrington, of Lucas county, and William Howard Neff, of Hamilton county, for the term of three years.

It does not appear that any action is required by the Senate as to these appointments, either by the Constitution or statutes; but I deem it proper to submit them for your advice and consent.

Very respectfully,

CHARLES FOSTER, *Governor.*

On motion of Mr. Sinks, said message was referred to the committee on Benevolent Institutions.

The following communication was received from the Governor :

STATE OF OHIO, EXECUTIVE DEPARTMENT,

COLUMBUS, *January 5, 1881.*

*To the Senate:*

I have the honor to advise you that on the 21st day of October, 1880, I appointed John Little, of Greene county, subject to the advice and consent of the Senate, to be a Trustee of the Ohio Soldiers' and Sailors' Orphans' Home, for the unexpired term ending April 14, 1885, to fill the vacancy caused by the resignation of Albert M. Stark, which was received and accepted October 20, 1880.

Very respectfully,

CHARLES FOSTER, *Governor.*

Mr. Hartshorn moved to refer said message to the committee on Benevolent Institutions.

Which was not agreed to.

The question being on advising and consenting to said appointment, the yeas and nays were ordered, taken, and resulted—yeas 26, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Carlisle, Cline, Creamer, Entrekin, Harper, Hartshorn Hitchcock, Horr, Hollingworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Moore, Mounts, Perkins, Pollard, Richards, Sinks, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—26.

So the Senate advised and consented to said appointment.

The following communication was received from the Governor :

STATE OF OHIO, EXECUTIVE DEPARTMENT,

COLUMBUS, *January 5, 1881.*

*To the Senate:*

I have the honor to advise you that on the 31st day of December, 1880, I appointed Mendal Churchill, of Muskingum county, subject to the advice and consent of the Senate, to be a Director of the Ohio Penitentiary, for the unexpired term ending April 14, 1881, to fill the vacancy caused by his resignation of said office, which was received October 22 and accepted November 1, 1881.

Very respectfully,

CHARLES FOSTER, *Governor.*

Mr. Sinks moved to refer said message to the committee on Penitentiary.

On which motion the yeas and nays were demanded, taken, and resulted—yeas 9, nays 17, as follows:

Those who voted in the affirmative were—

Messrs. Hartshorn, Hitchcock, Kirby of Hamilton, Marriott, Perkins, Richards, Sinks, Sullivan, and Van Cleaf—9.

Those who voted in the negative were—

Messrs. Atkinson, Beebe, Carlisle, Cline, Creamer, Entrekin, Harper, Horr, Jackson, Kelly, Kirby of Wyandot, Moore, Mounts, O'Hagan, Pollard, Tyler, and Wilkins of Tuscarawas—17.

So the motion was not agreed to.

The question then being on advising and consenting to said appointment, the yeas and nays were ordered, taken, and resulted—yeas 26, nays 1, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Carlisle, Cline, Creamer, Entrekin, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Moore, Mounts, O'Hagan, Perkins, Pollard, Richards, Sinks, Sullivan, Tyler, Wilkins of Fulton, and Wilkins of Tuscarawas—26.

Mr. Van Cleaf voted in the negative.

So the Senate advised and consented to said appointment.

The following communication was received from the Governor.

STATE OF OHIO, EXECUTIVE DEPARTMENT,

COLUMBUS, January 5, 1881.

*To the Senate:*

I have the honor to advise you that on the 31st day of December, 1880, I appointed Sidney S. Warner, of Lorain county, subject to the advice and consent of the Senate, to be a Trustee of the Cleveland Asylum for the Insane, for the unexpired term ending April 14, 1885, to fill the vacancy caused by his resignation of said office, which was received and accepted October 21, 1880.

Very respectfully,

CHARLES FOSTER, *Governor.*

Mr. Hartshorn moved to refer said message to the committee on Benevolent Institutions.

On which motion the yeas and nays were demanded, taken, and resulted—yeas 12, nays 16, as follows:

Those who voted in the affirmative were—

Messrs. Hartshorn, Hitchcock, Kirby of Hamilton, Marriott, Parker, Perkins, Richards, Sinks, Sullivan, Tyler, Van Cleaf, and Wilkins of Fulton—12.

Those who voted in the negative were—

Messrs. Atkinson, Beebe, Carlisle, Cline, Creamer, Entrekin, Harper, Horr, Jackson, Kelly, Kirby of Wyandot, Moore, Mounts, O'Hagan, Pollard, and Wilkins of Tuscarawas—16.

So the motion was disagreed to.

The question then being on advising and consenting to said appointment, the yeas and nays were ordered, taken, and resulted—yeas 24, nays 1, as follows:

Friday, January 7, 1881.

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Carlisle, Cline, Creamer, Entrekin, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Kirby of Wyandot, Moore, Mounts, Parker, Perkins, Pollard, Richards, Sinks, Sullivan, Tyler, and Wilkins of Fulton—24.

Mr. Van Cleef voted in the negative.

So the Senate advised and consented to said appointment.

The following communication was received from the Governor:

STATE OF OHIO, EXECUTIVE DEPARTMENT,

COLUMBUS, January 5, 1881.

*To the Senate:*

I have the honor to advise you that on the 13th day of December, 1880, I appointed B. F. Brannan, of Hamilton county, subject to the advice and consent of the Senate, to be a Trustee of the Cincinnati Hospital, for the unexpired term ending April 30, 1881, to fill the vacancy caused by the resignation of M. B. Hagans, which was received and accepted December 6, 1880.

Very respectfully,

CHARLES FOSTER, *Governor.*

Mr. Entrekin moved to refer said message to the committee on Benevolent Institutions.

On which motion the yeas and nays were demanded, taken, and resulted—yeas 21, nays 5, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Carlisle, Cline, Entrekin, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Kelly, Kirby of Hamilton, Marriott, Moore, Mounts, Parker, Perkins, Pollard, Richards, Sinks, Tyler, and Wilkins of Fulton—21.

Those who voted in the negative were—

Messrs. Atkinson, Creamer, Jackson, Kirby of Wyandot, and Wilkins of Tuscarawas—5.

So the motion was agreed to.

The following communication was received from the Governor:

STATE OF OHIO, EXECUTIVE DEPARTMENT,

COLUMBUS, January 5, 1881.

*To the Senate:*

I have the honor to advise you that on the 23d day of April, 1880, I appointed George A. Boerstler, of Fairfield county, subject to the advice and consent of the Senate, to be a Trustee of the Athens Asylum for the Insane, for the unexpired term ending April 14, 1883, to fill the vacancy caused by the declination of Philemon B. Ewing, of the same county, to accept the office.

Very respectfully,

CHARLES FOSTER, *Governor.*

On motion of Mr. Entrekin, said message was referred to the committee on Benevolent Institutions.

The following communication was received from the Governor:

STATE OF OHIO, EXECUTIVE DEPARTMENT,

COLUMBUS, January 5, 1881.

*To the Senate:*

I have the honor to advise you that on the 24th day of April, 1880, I appointed Cyrus M. Finch, of Scioto county, subject to the advice and consent of the Senate, to be a Trustee of the Institution for the Deaf and Dumb, for the unexpired term ending April 14, 1884, to fill the vacancy caused by the declination of John A. Patterson, of Highland county, to accept the office.

Very respectfully,

CHARLES FOSTER, *Governor.*

On motion of Mr. Mounts, said message was referred to the committee on Benevolent Institutions.

The following communication was received from the Governor:

STATE OF OHIO, EXECUTIVE DEPARTMENT,

COLUMBUS, January 5, 1881.

*To the Senate:*

I have the honor to advise you that on the 11th day of May, 1880, I appointed John S. Savage, of Clinton county, subject to the advice and consent of the Senate, to be a Trustee of the Institution for the Deaf and Dumb, for the unexpired term ending April 14, 1883, to fill the vacancy caused by the declination of James Watson, of Franklin county, to accept the office.

Very respectfully,

CHARLES FOSTER, *Governor.*

On motion of Mr. Harper, said message was referred to the committee on Benevolent Institutions.

The following communication was received from the Governor:

STATE OF OHIO, EXECUTIVE DEPARTMENT,

COLUMBUS, January 5, 1881.

*To the Senate:*

I have the honor to advise you that on the 20th day of May, 1880, I appointed John H. Rodgers, of Clarke county, subject to the advice and consent of the Senate, to be a Trustee of the Ohio Soldiers' and Sailors' Orphans' Home, for the unexpired term ending April 14, 1882, to fill the vacancy caused by the declination of Manning F. Force, of Hamilton county, to accept the office.

Very respectfully,

CHARLES FOSTER, *Governor.*

On motion of Mr. Entrekin, said message was referred to the committee on Soldiers' and Sailors' Orphans' Home.

Friday, January 7, 1881.

The following communication was received from the Governor:

STATE OF OHIO, EXECUTIVE DEPARTMENT,

COLUMBUS, January 5, 1881.

*To the Senate:*

I have the honor to advise you that on the 23d day of July, 1880, I appointed Theodore Comstock, of Franklin county, subject to the advice and consent of the Senate, to be a Trustee of the Columbus Asylum for the Insane, for the unexpired term ending April 14, 1882, to fill the vacancy caused by the resignation of Courtlandt P. L. Butler, of the same county, which was received and accepted July 8, 1880.

Very respectfully,

CHARLES FOSTER, *Governor.*

On motion of Mr. Creamer, said message was referred to the committee on Benevolent Institutions.

Mr. Entrekin offered the following joint resolution:

S. J. R. No 53: WHEREAS, It appears that some doubt or ambiguity exists as to the meaning and intent of section 148 of the Revised Statutes; therefore, be it

*Resolved by the Senate and House of Representatives of the State of Ohio, That it is the intent and meaning of said section 148 that "the Secretary of State shall be entitled to receive" and retain as part of his official compensation the fees in said section 148 named and described.*

Mr. Hartshorn moved to refer said resolution to the committee on Judiciary.

On motion of Mr. Hitchcock, the Senate took a recess.

THREE O'CLOCK P.M.

The pending question being the motion of Mr. Hartshorn to refer S. J. R. No 53 to the committee on Judiciary, said motion was disagreed to.

Mr. Entrekin moved to lay said resolution on the table.

On which motion the yeas and nays were demanded, taken, and resulted—yeas 12, nays 13, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Cline, Creamer, Entrekin, Hartshorn, Hitchcock, Hollingsworth, Kelly, Moore, Perkins, Pollard, and Richards—12.

Those who voted in the negative were—

Messrs. Atkinson, Carlisle, Harper, Jackson, Kirby of Wyandot, Marriott, Parker, Saltzgaber, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—13.

So the motion was disagreed to.

Mr. Hollingsworth demanded a call of the Senate.

Leave of absence was asked for and granted Messrs. Strong, O'Hagan, Beer, Sinks, Pringle, and Mounts.

A call of the Senate was then had, and the following Senators answered to their names:

Messrs. Atkinson, Beebe, Carlisle, Cline, Creamer, Entrekin, Harper, Hartshorn, Hitchcock, Hollingsworth, Jackson, Kelly, Kirby of Wyandot,



Marriott, Moore, Parker, Perkins, Pollard, Richards, Saltzgaber, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—25.

On motion of Mr. Saltzgaber, further proceedings under the call were dispensed with.

Mr. Hollingsworth moved to refer said S. J. R. No. 53 to the committee on Fees and Salaries.

Mr. Marriott demanded the previous question, and was seconded by Messrs. Saltzgaber and Wilkins of Tuscarawas.

Mr. Hitchcock demanded a call of the Senate.

A call of the Senate was had, and the following Senators answered to their names:

Messrs. Atkinson, Beebe, Carlisle, Cline, Creamer, Entrekin, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Kirby of Wyandot, Marriott, Moore, Parker, Perkins, Pollard, Richards, Saltzgaber, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—26.

Mr. Saltzgaber moved that further proceedings under the call be dispensed with.

On which motion the yeas and nays were demanded, taken, and resulted—yeas 14, nays 12, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Carlisle, Harper, Jackson, Kirby of Wyandot, Marriott, Moore, Parker, Saltzgaber, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—14.

Those who voted in the negative were—

Messrs. Beebe, Cline, Creamer, Entrekin, Hartshorn, Hitchcock, Horr, Hollingsworth, Kelly, Perkins, Pollard, and Richards—12.

So the motion was agreed to, and further proceedings under the call were dispensed with.

The question then being "Shall the main question be now put?"

Mr. Hitchcock moved that the motion be laid upon the table.

On which motion the yeas and nays were demanded, taken, and resulted—yeas 5, nays 13, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Cline, Creamer, Hartshorn, and Moore—5.

Those who voted in the negative were—

Messrs. Atkinson, Carlisle, Harper, Jackson, Kirby of Wyandot, Marriott, Parker, Saltzgaber, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—13.

The President announced that a quorum of the Senate had not voted.

Mr. Saltzgaber demanded that the names of those Senators present, and not voting, be noted on the Journal as present and not voting.

The President *pro tem.* instructed the Clerk to proceed with the call, and note those present and not voting.

The yeas and nays were again taken, and resulted—yeas 7, nays 12, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Creamer, Hartshorn, Hollingsworth, Jackson, Moore, and Richards—7.

Those who voted in the negative were—

Messrs. Atkinson, Carlisle, Harper, Kirby of Wyandot, Marriott, Parker, Saltzgaber, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—12.

So the motion was disagreed to.

Mr. Hollingsworth moved that the Senate adjourn.

On which motion the yeas and nays were demanded, taken, and resulted—yeas 9, nays 15, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Creamer, Entrekin, Hartshorn, Hitchcock, Hollingsworth, Kelly, Pollard, and Richards—9.

Those who voted in the negative were—

Messrs. Atkinson, Carlisle, Cline, Harper, Jackson, Kirby of Wyandot, Marriott, Moore, Parker, Saltzgaber, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—15.

So the motion was disagreed to.

The question then being "Shall the main question be now put?" the yeas and nays were demanded, taken, and resulted, yeas 14, nays 5, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Carlisle, Harper, Jackson, Kirby of Wyandot, Marriott, Moore, Parker, Saltzgaber, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—14.

Those who voted in the negative were—

Messrs. Beebe, Cline, Hartshorn, Hitchcock, and Richards—5.

So the demand for the previous question was sustained.

The pending question being the motion to refer said resolution to the committee on Fees and Salaries, the yeas and nays were demanded, taken, and resulted—yeas 2, nays 13, as follow:

Those who voted in the affirmative were—

Messrs. Moore and Richards—2.

Those who voted in the negative were—

Messrs. Atkinson, Carlisle, Harper, Jackson, Kirby of Wyandot, Marriott, Parker, Saltzgaber, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—13.

The President announced "no quorum voting," and instructed the Clerk to call the roll again and note those present and not voting.

The yeas and nays were again taken, and resulted—yeas 2, nays 14, as follows:

Those who voted in the affirmative were—

Messrs. Creamer and Richards—2.

Those who voted in the negative were—

Messrs. Atkinson, Carlisle, Harper, Jackson, Kirby of Wyandot, Marriott, Moore, Parker, Saltzgaber, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—14.

The Chair announced "no quorum voting."

Messrs. Perkins and Hitchcock were present and not voting.

No quorum being present, the President *pro tem.* decided that the motion and resolution went to the table.

Mr. Hollingsworth moved that the Senate adjourn.

Which was disagreed to.

Mr. Tyler demanded a call of the Senate.

A call was had, and the following Senators answered to their names:

Messrs. Atkinson, Beebe, Carlisle, Cline, Creamer, Entrekin, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Kirby of Wyandot, Marriott, Moore, Parker, Perkins, Pollard, Richards, Saltzgaber, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—26.

Mr. Carlisle moved that the Senate adjourn until Tuesday next at 3 o'clock p.m.

On which motion the yeas and nays were demanded, taken, and resulted—yeas 8, nays 14, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Carlisle, Moore, Parker, Saltzgaber, Tyler, Van Cleaf, and Wilkins of Tuscarawas—8.

Those who voted in the negative were—

Messrs. Cline, Creamer, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Kelly, Kirby of Wyandot, Marriott, Perkins, Richards, Sullivan, and Wilkins of Fulton—14.

So the motion was disagreed to.

Mr. Marriott moved to take from the table S. J. R. No. 53.

Mr. Entrekin moved that the Senate adjourn until next Monday at 8 o'clock p.m.

Which was disagreed to.

The question recurring on the motion to take S. J. R. No. 53 from the table, the yeas and nays were demanded, taken, and resulted—yeas 14, nays 3, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Carlisle, Harper, Jackson, Kirby of Wyandot, Marriott, Moore, Parker, Saltzgaber, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—14.

Those who voted in the negative were—

Messrs. Hitchcock, Hollingsworth, and Richards—3.

No quorum having voted, the President *pro tem.* instructed the Clerk to re-call the roll, and note those present and not voting.

The yeas and nays were again taken, and resulted—yeas 14, nays 3, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Carlisle, Harper, Jackson, Kirby of Wyandot, Marriott, Moore, Parker, Saltzgaber, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—14.

Those who voted in the negative were—

Messrs. Hitchcock, Hollingsworth, and Richards—3.

The President *pro tem.* announced "no quorum" present.

Mr. Saltzgaber moved that the Senate adjourn.

On which motion the yeas and nays were demanded, taken, and resulted—yeas 10, nays 12, as follows:

Those who voted in the affirmative were—

Messrs. Cline, Harper, Hitchcock, Hollingsworth, Kelly, Perkins, Pollard, Richards, Saltzgaber, and Sullivan—10.

Those who voted in the negative were—

Messrs. Atkinson, Carlisle, Horr, Jackson, Kirby of Wyandot, Marriott, Moore, Parker, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—12.

So the motion was disagreed to.

Mr. Wilkins of Tuscarawas demanded a call of the Senate.

A call was had, and the following Senators answered to their names:

Messrs. Atkinson, Carlisle, Cline, Harper, Hartshorn, Hitchcock, Horr, Jackson, Kelly, Kirby of Wyandot, Moore, Parker, Perkins, Pollard, Richards, Saltzgaber, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—21.

Mr. Hollingsworth moved that all further proceedings under the call be dispensed with.

On which motion the yeas and nays were demanded, taken, and resulted—yeas 8, nays 10, as follows:

Those who voted in the affirmative were—

Messrs. Cline, Hartshorn, Hitchcock, Horr, Hollingsworth, Kelly, Perkins, and Sullivan—8.

Those who voted in the negative were—

Messrs. Atkinson, Harper, Jackson, Marriott, Moore, Parker, Saltzgaber, Tyler, Van Cleaf, and Wilkins of Tuscarawas—10.

The President *pro tem* announced "no quorum voting," and directed the Clerk to re-call the roll.

The yeas and nays were again taken, and resulted—yeas 9, nays 11 as follows:

Those who voted in the affirmative were—

Messrs. Cline, Hartshorn, Hitchcock, Horr, Hollingsworth, Kelly, Perkins, Sullivan, and Wilkins of Fulton—9.

Those who voted in the negative were—

Messrs. Atkinson, Harper, Jackson, Kirby of Wyandot, Marriott, Moore, Parker, Saltzgaber, Tyler, Van Cleaf, and Wilkins of Tuscarawas—11.

So the motion to dispense with further proceedings under the call was disagreed to.

Mr. Harper moved that the Senate adjourn.

Which was agreed to.

Attest:

J. C. DONALDSON, *Clerk*.

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SATURDAY, January 8—10 o'clock A.M.

The Senate met pursuant to adjournment.

The Journal was read and approved.

The following bill was read the second time, and referred to the committee on Benevolent Institutions:

S. B. No. 248: To amend section 710 of the Revised Statutes of Ohio.

Mr. Hollingsworth submitted the following report:

The joint committee on Enrollment have examined, and found correctly enrolled, the following joint resolution:

H. J. R. No. 64: Relative to a joint committee to wait on the Governor.

D. A. HOLLINGSWORTH,	C. R. HARMON,
J. K. POLLARD,	JNO. HARDY,
GEO. W. MOORE,	J. L. CORYELL,
H. R. SMITH,	W. T. WALLACE.
JOHN F. LOCKE,	

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The Speaker of the House of Representatives has, in the presence of the House, signed the following joint resolution:

H. J. R. No. 64: Relating to the appointment of a committee to wait on the Governor.

Attest:

D. J. EDWARDS, *Clerk*.

The President *pro tem.* of the Senate, in the presence of the Senate, signed said resolution.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has concurred in the passage of the following bill:

S. B. No. 251: To authorize the commissioners of Lorain county to complete the court house in said county—with the following amendment, in which the concurrence of the Senate is requested:

Strike out the preamble.

Attest:

D. J. EDWARDS, *Clerk*.

On motion of Mr. Hitchcock, further consideration of said bill was postponed until Monday next at 3 o'clock p.m.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has adopted the following joint resolution, in which the concurrence of the Senate is requested:

H. J. R. No. 67—Mr. Dayton: Arranging to attend the inaugural of General James A. Garfield.

Attest:

D. J. EDWARDS, *Clerk*.

Referred to committee on Federal Relations.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has concurred in the passage of the following bill:

S. B. No. 109: To amend section 437 of the Revised Statutes.

Attest:

D. J. EDWARDS, *Clerk*.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The following bills have been introduced in the House of Representatives, and read the first time:

H. B. No. 553—Mr. Conrad: To amend section 6836 of the Revised Statutes.

H. B. No. 554—Mr. Carpenter: To amend section 4398 of the Revised Statutes.

H. B. No. 555—Mr. Walker: To amend section 7272 of the Revised Statutes.

H. B. No. 556—Mr. Dempcy: To amend section 3481 of the Revised Statutes.

H. B. No. 557—Mr Chapman: To amend section 3150 of the Revised Statutes.

H. B. No. 558—Mr. Bloom: To amend section 5836 of the Revised Statutes.

H. B. No. 559—Mr. Bloom: To amend section 2946 of the Revised Statutes.

H. B. No. 560—Mr. Ray: To amend section 3995 of the Revised Statutes.

H. B. No. 561—Mr. Bishop: To amend section 4754 of the Revised Statutes.

H. B. No. 562—Mr. Brenner: To amend section 2855, and to re enact section 2857 of the Revised Statutes.

H. B. No. 563—Mr. Wolf: To amend section 4215 of the Revised Statutes.

H. B. No. 564—Mr. Jones: To amend sections 148 and 1284 of the Revised Statutes.

H. B. No. 565—Mr. Reed of Trumbull: To amend section 4215 of the Revised Statutes.

H. B. No. 566—Mr. Moore of Washington: For the better improvement of the public highways in counties having a population in 1870 of 40 609.

H. B. No. 567—Mr. Sawyer: Supplementary to the act entitled "an act to revise and consolidate the general statutes of Ohio," passed June 20, 1879, and to amend section 182 of said act, and to repeal certain sections therein named.

Attest:

D. J. EDWARDS, *Clerk*.

Mr. Hitchcock offered the following joint resolution:

S. J. R. No. 54: *Resolved by the General Assembly of the State of Ohio*, That there be printed and bound in the same manner as the Senate and House Journals, two thousand copies of the Journal of the Board of Equalization of 1880-81, including the abstracts returned by the county boards and equalized by said boards, and the aggregate for the years 1846, 1853, 1859, and 1870-71. Such documents shall be distributed as follows: 200 copies to the State Library, 50 of which shall be laid aside and kept expressly for the use of the Board of Equalization of 1890; three copies each to the auditors of the several counties of the State; three copies each to the members and officers of the present General Assembly; ten copies to each member of the Board of Equalization; 300 hundred copies in the office of the Auditor of State, and the balance in the office of the Secretary of State. These documents to be sent to the several county auditors in the same way as the Laws and Journals, to be distributed to those entitled to receive them

On motion of Mr. Hitchcock, further consideration of said resolution was postponed until Monday next at 3½ o'clock p.m.

Mr. Hitchcock moved that the Senate adjourn.

Mr. Wilkins of Fulton asked and obtained leave of absence for Mr. Jackson until next Tuesday at 3 o'clock p m

Mr. Moore asked and obtained leave of absence until next Monday at 12 m.

Mr. Harper asked and obtained leave of absence until next Tuesday.

Mr. Marriott asked and obtained leave of absence for Mr. Parker until next Tuesday.

Mr. Richards asked and obtained indefinite leave of absence for Mr. Pringle on account of sickness in his family:

Mr. Harper asked and obtained leave of absence for Mr. Carlisle until next Monday noon.

On motion of Mr. Hitchcock, the Senate adjourned.

Attest:

J. C. DONALDSON, *Clerk.*

MONDAY, January 10, 1881—10 O'CLOCK A.M.

The Senate met pursuant to adjournment.

The Journal was read and approved.

On motion of Mr. Hitchcock, the Senate took a recess.

THREE O'CLOCK P.M.

S. B. No. 251: To authorize the commissioners of Lorain county to complete the court house in said county—being the special order for this hour, it was taken up.

The question being on concurring in House amendment to said bill, the yeas and nays were ordered, taken, and resulted—yeas 22, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Cline, Creamer, Hartshorn, Hitchcock, Horr, Hollingsworth, Kelly, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Pollard, Richards, Sinks, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—22.

So said amendment was concurred in.

Mr. Horr, on leave, introduced the following bill, which was read the first time:

S. B. No. 254: To amend section 3904 of the Revised Statutes.

Mr. Beer, on leave, introduced the following bill, which was read the first time:

S. B. No. 255: Supplementary to sections 3986 and 4018 of the Revised Statutes.

Bills were read the second time, and referred as follows:

S. B. No. 252: To authorize the commissioners of Lawrence county to levy an additional tax for road purposes.

To committee on Roads and Highways.

S. B. No. 253: To amend sections 1599 and 1605 of the Revised Statutes.

To committee on Judiciary.

S. J. R. No. 51: Relative to printing copies of the Journal of the Board of Equalization—being the special order for this hour (3½ p.m.), it was taken up.

Mr. Hitchcock moved to amend the resolution by inserting after "State," in line 12, the words, "for use in their respective offices."

Also, after "be," in line 16, strike out to and including "distributed," and insert, "transmitted by the Secretary of State, from the fund for distribution of the Laws and Journals."

Which was agreed to.

The question then being on the adoption of the resolution, the yeas and nays were ordered, taken, and resulted—yeas 23, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Cline, Creamer, Hartshorn, Hitchcock, Horr, Hollingsworth, Kelly, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Perkins, Pollard, Richards, Sinks, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—23.

So the resolution was adopted.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has passed the following bill, in which the concurrence of the Senate is requested:

H. B. No. 146—Mr. Pugsley: To amend section 5176 of the Revised Statutes of Ohio.

Attest:

D. J. EDWARDS, *Clerk.*

Said bill was read the first time.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The following bills have been introduced in the House of Representatives, and read the first time:

H. B. No. 568—Mr. Cole: To authorize the commissioners of Scioto county to complete certain unfinished portions of free turnpikes in said county, and to levy tax to pay for the same.

H. B. No. 569—Mr. Groschner: To authorize the county commissioners of Henry county, Ohio, to issue bonds to complete and furnish the court house, jail, and sheriff's residence.

H. B. No. 570—Mr. Greiner: To amend section 301 of the Revised Statutes.

H. B. No. 571—Mr. Stubbs: To amend section 4845 of the Revised Statutes.

H. B. No. 572—Mr. Moore of Washington: To amend sections 6445 and 6446 of the Revised Statutes.

H. B. No. 573—Mr. Reed of Trumbull: To amend section 4721 of the Revised Statutes.

H. B. No. 574—Mr. Crites: To authorize and require the board of public works to repair and put in navigable condition that portion of the Sandy and Beaver canal extending from its junction with the Ohio canal, at the town of Bolivar, to the head of the slackwater pool created by the dam across Sandy creek.

H. B. No. 575—Mr. Conrad: Prescribing the rate of State taxes, and to repeal an act therein named. (O. L., vol. 76, page 42)

H. B. No. 576—Mr. Conrad: Requiring the Auditor of State to transfer funds from the general revenue fund to the sinking fund.

H. B. No. 577—Mr. Letcher: To authorize certain townships to build railroads and to lease or operate the same.

H. B. No. 578—Mr. Leggett: To provide against the evils resulting from the traffic in intoxicating liquors.

Attest:

D. J. EDWARDS, *Clerk.*



MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has concurred in the passage of the following bills:

S B No. 201: To amend sections 3934 and 3948 of the Revised Statutes of Ohio.

S. B. No. 164: To amend section 4115 of the Revised Statutes.

S. B. No. 149: To amend section 6021 of the Revised Statutes of Ohio.

S. B. No. 154: To amend section 329 of the Revised Statutes of Ohio.

Attest:

D. J. EDWARDS, *Clerk.*

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has passed the following bill, in which the concurrence of the Senate is requested:

H. B. No. 89—Mr. Brown of Butler: To amend section 4066 of the Revised Statutes of Ohio

Attest:

D. J. EDWARDS, *Clerk.*

Said bill was read the first time.

Mr. Sinks, on leave, introduced the following bill, which was read the first time:

S. B. No. 256: To amend section 1254 of the Revised Statutes.

Mr. Van Cleaf asked and obtained leave of absence for to-morrow, to attend the funeral of a neighbor.

On motion of Mr. Creamer, the Senate adjourned.

Attest:

J. C. DONALDSON, *Clerk.*

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TUESDAY, January 11, 1881—10 o'clock A.M.

The Senate met pursuant to adjournment

The Journal was read and approved.

Bills were read the second time, and referred as follows:

H. B. No. 146: To amend section 5176 of the Revised Statutes.

To committee on Judiciary.

H. B. No. 89: To amend section 4060 of the Revised Statutes.

To committee on Schools.

The following bills were introduced, and read the first time:

S. B. No. 257—Mr. Wilkins of Tuscarawas: To amend section 6961 of the Revised Statutes.

S. B. No. 258—Mr. Sullivan: To amend section 6871 of the Revised Statutes.

Mr. Carran offered the following joint resolution:

S. J. R. No. 55: WHEREAS, Certain grave charges have been made reflecting upon the past management of the Ohio Reform School at Lancaster, Ohio; therefore, be it

*Resolved by the General Assembly of the State of Ohio, That a committee be appointed consisting of one on the part of the Senate and — on the part*

of the House, with power to send for persons and papers, and to employ a stenographer, to investigate said charges, and report its findings to this General Assembly.

Mr. Wilkins of Fulton moved to amend said resolution by striking out the word "one" therein, and inserting the word "two" in lieu thereof. Which was agreed to.

The question then being on the adoption of the resolution, the yeas and nays were ordered, taken, and resulted—yeas 27, nays 1, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Beer, Carran, Cline, Creamer, Fleischmann, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Monte, O'Hagan, Perkins, Pollard, Pond, Richards, Sinks, Sullivan, Tyler, and Wilkins of Fulton—27.

Mr. Wilkins of Tuscarawas voted in the negative.

So the resolution was adopted.

Mr. Hitchcock offered the following joint resolution:

S. J. R. No. 56: *Resolved by the General Assembly of the State of Ohio* (three-fifths of all the members elected to each House concurring therein), That a proposition to amend the Constitution of the State of Ohio be submitted to the electors of the State on the second Tuesday of October, A.D. 1881 as follows:

#### *Article 11.*

SEC. 2. Every county shall be entitled to one representative; every county containing said ratio and three fourths over, shall be entitled to two representatives; every county containing three times said ratio shall be entitled to three representatives, and so on, requiring after the first two an entire ratio for each additional representative.

At said election, the voters in favor of the adoption of the amendment to section 2, article 11, shall have placed upon their ballots the words, "Amendment to section 2, article 11, of Constitution—Yes;" and those who do not favor the adoption of said amendment shall have placed upon their ballots the words, "Amendment to section 2, article 11, of Constitution—No."

On motion of Mr. Hitchcock, said resolution was laid upon the table and ordered printed.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has passed the following bills, in which the concurrence of the Senate is requested:

H. B. No. 215—Mr. Herrick: To amend section 6845 of the Revised Statutes.

H. B. No. 314—Mr. Robinson: To amend section 5189 of the Revised Statutes of Ohio.

Attest:

D. J. EDWARDS, Clerk.

Said bills were read the first time.

Mr. Sullivan moved to take S. B. No. 99 from the table.

On which motion the yeas and nays were demanded, taken, and resulted—yeas 16, nays 9, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Creamer, Hartshorn, Hitchcock, Horr, Hollingsworth, Kirby of Hamilton, Moore, Mounts, Perkins, Pollard, Pond, Richards, Sullivan, and Wilkins of Tuscarawas—16.

Those who voted in the negative were—

Messrs. Beer, Fleischmann, Jackson, Kelly, Marriott, O'Hagan, Sinks, Tyler, and Wilkins of Fulton—9.

So the motion was agreed to.

The question being on concurring in House amendments to said bill, Mr. Wilkins of Fulton moved to refer the bill and amendments to the Judiciary committee.

On which motion the yeas and nays were demanded, taken, and resulted—yeas 9, nays 15, as follows:

Those who voted in the affirmative were—

Messrs. Carran, Fleischmann, Horr, Kelly, Kirby of Wyandot, Marriott, Sinks, Tyler, and Wilkins of Fulton—9.

Those who voted in the negative were—

Messrs. Atkinson, Beebe, Beer, Cline, Creamer, Hartshorn, Hitchcock, Hollingsworth, Moore, Mounts, Perkins, Pollard, Pond, Richards, Sullivan, and Wilkins of Tuscarawas—15.

So the motion was disagreed to

The question then being on concurring in House amendments to said bill, the yeas and nays were ordered, taken, and resulted—yeas 19, nays 7, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Beer, Cline, Creamer, Fleischmann, Hartshorn, Hitchcock, Horr, Hollingsworth, Kirby of Hamilton, Moore, Mounts, Perkins, Pollard, Pond, Richards, Sullivan, and Wilkins of Tuscarawas—19.

Those who voted in the negative were—

Messrs. Carran, Kelly, Kirby of Wyandot, O'Hagan, Sinks, Tyler, and Wilkins of Fulton—7.

So said amendments were concurred in.

Mr. Beer, on leave, introduced the following bill, which was read the first time:

S B No. 259: For the payment of claims of S. N. Field and Jacob Hildebrandt.

Mr. Sinks submitted the following report:

The committee on Claims, to whom was referred S. R. No. 75: To compensate Sebastian Gramlich and Fred. Dennis, for putting in order Senate Chamber—having had the same under consideration, report it back, and recommend its adoption.

J. F. SINKS,      J. J. SULLIVAN,  
F. B. POND,      F. M. MARRIOTT.  
J. L. MOUNTS,

The question being on the adoption of said resolution, the yeas and nays were ordered, taken, and resulted—yeas 25, nays 1, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Beer, Carran, Cline, Creamer, Hartshorn, Hitchcock, Horr, Hollingsworth, Kelly, Kirby of Hamilton, Marriott, Moore, Mounts, O'Hagan, Perkins, Pollard, Pond, Richards, Sinks, Sullivan, Tyler, Wilkins of Fulton, and Wilkins of Tuscarawas—25.

Mr. Kirby of Wyandot voted in the negative.  
 So the resolution was adopted.  
 On motion of Mr. Kelly, the Senate took a recess.

### THREE O'CLOCK P.M.

Mr. Hitchcock submitted the following report:

The committee on Benevolent Institutions, to whom was referred the message from the Governor appointing Roeliff Brinkerhoff, of Richland county, Charles Boesel, of Auglaize county, Joseph Perkins, of Cuyahoga county, John W. Andrews, of Franklin county, Miles D. Carrington, of Lucas county, and William Howard Neff, to be members of the Board of State Charities—having had the same under consideration, report it back, and recommend that the Senate do advise and consent to said appointments.

P. HITCHCOCK,	JOHN A. WILKINS,
R. A. HERR,	J. L. MOUNTS,
D. D. BEEBE,	GEO. P. TYLER.

The question being on advising and consenting to said appointments, the yeas and nays were ordered, taken, and resulted—yeas 27, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Beer, Carlisle, Carran, Cline, Creamer, Fleischmann, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Pollard, Pond, Richards, Sinks, Tyler, Wilkins of Fulton, and Wilkins of Tuscarawas—27.

So the Senate advised and consented to said appointments.

Mr. Tyler submitted the following report:

The committee on Benevolent Institutions, to whom was referred a message from the Governor appointing B. F. Brannan, of Hamilton county, to be a Trustee of Cincinnati Hospital—having had the same under consideration, report it back, and recommend that the Senate do advise and consent to said appointment.

P. HITCHCOCK,	JOHN A. WILKINS,
D. D. BEEBE,	J. L. MOUNTS,
R. A. HERR,	GEO. P. TYLER.

The question being on advising and consenting to said appointment, the yeas and nays were ordered, taken, and resulted—yeas 26, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Beer, Carlisle, Cline, Creamer, Fleischmann, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Pollard, Pond, Richards, Sinks, Sullivan, Tyler, and Wilkins of Fulton—26.

So the Senate advised and consented to said appointment.

Mr. Horr submitted the following report:

The committee on Benevolent Institutions, to whom was referred a message from the Governor appointing Geo. A. Boerstler, of Fairfield county, to be a Trustee of Athens Asylum for the Insane—having had

the same under consideration, report it back, and recommend that the Senate do advise and consent to said appointment.

R. A. HORB,	JOHN A. WILKINS,
P. HITCHCOCK,	J. L. MOUNTS,
D. D. BEEBE,	GEO. P. TYLER.

The question being on advising and consenting to said appointment, the yeas and nays were ordered, taken, and resulted—yeas 28, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Beer, Carlisle, Carran, Cline, Creamer, Fleischmann, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Pollard, Pond, Richards, Sinks, Sullivan, Tyler, Wilkins of Fulton and Wilkins of Tuscarawas—28.

So the Senate advised and consented to said appointment.

Mr. Beebe submitted the following report:

The committee on Benevolent Institutions, to whom was referred a message from the Governor appointing John H. Rodgers, of Clarke county, to be a Trustee of the Soldiers' and Sailors' Orphans' Home—having had the same under consideration, report it back, and recommend that the Senate do advise and consent to said appointment.

D. D. BEEBE,	JOHN A. WILKINS,
P. HITCHCOCK,	J. L. MOUNTS,
R. A. HORB,	GEO. P. TYLER.

The question being on advising and consenting to said appointment, the yeas and nays were ordered, taken, and resulted—yeas 28, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Beer, Carlisle, Carran, Cline, Creamer, Fleischmann, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Pollard, Pond, Richards, Sinks, Sullivan, Tyler, Wilkins of Fulton, and Wilkins of Tuscarawas—28.

So the Senate advised and consented to said appointment.

Mr. Mounts submitted the following report:

The committee on Benevolent Institutions, to whom was referred a message from the Governor appointing Cyrus M. Finch, of Scioto county, to be a Trustee of the Institution for the Deaf and Dumb—having had the same under consideration, report it back, and recommend that the Senate do advise and consent to said appointment.

J. L. MOUNTS,	R. A. HORB,
P. HITCHCOCK,	JOHN A. WILKINS,
D. D. BEEBE,	GEO. P. TYLER.

The question being on advising and consenting to said appointment, the yeas and nays were ordered, taken and resulted—yeas 28, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Beer, Carlisle, Carran, Cline, Creamer, Fleischmann, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Pol-

lard, Pond, Richards, Sinks, Sullivan, Tyler, Wilkins of Fulton, and Wilkins of Tuscarawas—28.

So the Senate advised and consented to said appointment.

Mr. Beebe submitted the following report:

The committee on Benevolent Institutions, to whom was referred a message from the Governor appointing Theodore Comstock, of Franklin county, to be a Trustee of Columbus Asylum for the Insane—having had the same under consideration, report it back, and recommend that the Senate do advise and consent to said appointment.

D. D. BEEBE,	JOHN A. WILKINS,
P. HITCHCOCK,	J. L. MOUNTS,
R. A. HERR,	GEO. P. TYLER.

The question being on advising and consenting to said appointment, the yeas and nays were ordered, taken, and resulted—yeas 26, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Beer, Carran, Cline, Creamer, Fleischmann, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, O'Hagan, Perkins, Pollard, Pond, Richards, Sinks, Sullivan, Tyler, and Wilkins of Fulton—26.

So the Senate advised and consented to said appointment.

Mr. Hitchcock submitted the following report:

The committee on Benevolent Institutions, to whom was referred a message from the Governor appointing John S. Savage, of Clinton county, to be Trustee of the Institution for the Deaf and Dumb—having had the same under consideration, report it back, and recommend that the Senate do advise and consent to said appointment.

P. HITCHCOCK,	JOHN A. WILKINS,
D. D. BEEBE,	J. L. MOUNTS,
R. A. HERR,	GEO. P. TYLER.

The question being on advising and consenting to said appointment, the yeas and nays were ordered, taken, and resulted—yeas 27, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Beer, Carlisle, Carran, Cline, Creamer, Fleischmann, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, O'Hagan, Perkins, Pollard, Pond, Richards, Sinks, Sullivan, Tyler, and Wilkins of Fulton—27.

So the Senate advised and consented to said appointment.

Mr. Wilkins of Fulton submitted the following report:

The committee on Benevolent Institutions, to whom was referred S. B. No. 248: To amend section 710 of the Revised Statutes—having had the same under consideration, report it back, and recommend its passage.

JOHN A. WILKINS,	R. A. HERR,
P. HITCHCOCK,	J. L. MOUNTS,
D. D. BEEBE,	GEO. P. TYLER.

Said bill was ordered to be engrossed, and read the third time to-morrow.

Mr. Moore submitted the following report:

The committee on Roads and Highways, to whom was referred S. B. No. 252: To authorize the commissioners of Lawrence county to levy an

additional tax for road purposes—having had the same under consideration. report it back, with following amendments, and recommend its passage when so amended:

In line 7, after the word "levy," insert "each year;" and in line 11, after the figures "11," insert "to be used only."

FRANK M. ATKINSON,  
JOSIAH KIRBY,  
D. D. BEEBE,

P HITCHCOCK,  
GEO. W. MOORE.

Said amendments were agreed to.

Mr. Kelly moved that said bill be engrossed at the Clerk's desk, and read the third time.

On which motion the yeas and nays were demanded, taken, and resulted—yeas 23, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Beer, Carran, Cline, Fleischmann, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Moore, Mounts, Perkins, Pollard, Pond, Richards, Sinks, Sullivan, and Wilkins of Fulton—23.

So the motion was agreed to.

Said bill was read the third time.

The question being "Shall the bill pass?" the yeas and were ordered, taken, and resulted—yeas 28, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Beer, Carlisle, Carran, Cline, Creamer, Fleischmann, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Perkins, Pollard, Pond, Richards, Sinks, Sullivan, Tyler, and Wilkins of Fulton—28.

So the bill passed. The title was agreed to.

Mr. Jackson, on leave, introduced the following bill, which was read the first time:

S. B. No. 260: To authorize the council of the village of New Lexington, Perry county, to issue bonds and to transfer certain funds.

Mr. Jackson moved that the constitutional rule requiring bills to be read on three different days be dispensed with, that said bill No. 260 may be read the second time by its title.

On which motion the yeas and nays were taken and resulted—yeas 28, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Beer, Carlisle, Carran, Cline, Creamer, Fleischmann, Hartshorn, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Perkins, Pollard, Pond, Richards, Sinks, Sullivan, Tyler, Wilkins of Fulton and Wilkins of Tuscarawas—28.

So the constitutional rule was dispensed with, and said bill was read the second time by its title.

Mr. Jackson moved that the constitutional rule requiring bills to be read on three different days be dispensed with, that said bill No. 260 may be engrossed at the Clerk's desk and read the third time.

On which motion the yeas and nays were taken and resulted—yeas 28, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Beer, Carlisle, Carran, Cline, Creamer,

Tuesday, January 11, 1881.

Fleischmann, Harper, Hartshorn, Horr, Hollingsworth, Jackson, Kelly, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pollard, Pond, Sinks, Sullivan, Tyler, Wilkins of Fulton, and Wilkins of Tuscarawas—28.

So the constitutional rule was dispensed with, and said bill was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 28, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Beer, Carlisle, Carran, Cline, Creamer, Fleischmann, Hartshorn, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Perkins, Pollard, Pond, Richards, Sinks, Sullivan, Tyler, Wilkins of Fulton, and Wilkins of Tuscarawas—28.

So the bill passed The title was agreed to.

Mr. Fleischmann submitted the following report:

The committee on Municipal Corporations, to whom was referred S. B. No. 244: To amend section 2293 of the Revised Statutes of Ohio—having had the same under consideration, report it back, with following amendments, and recommend its passage when so amended:

After the end of line 9, add the following: "And bonds may be issued bearing a rate of interest not exceeding six per cent. per annum, payable semi annually, in anticipation of said taxes, to pay for such improvements."

THOMAS J. CARRAN, H. E. O'HAGAN,  
CHAS. FLEISCHMANN, P. HITCHCOCK.

Said amendments were agreed to.

Mr. Carran moved that the bill be engrossed at the Clerk's desk, and read the third time.

On which motion the yeas and nays were ordered, taken, and resulted—yeas 22, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Beer, Carran, Cline, Creamer, Fleischmann, Hartshorn, Hitchcock, Horr, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Mounts, Perkins, Pollard, Richards, Sullivan, Tyler, and Wilkins of Tuscarawas—22.

So the motion was agreed to, and the bill engrossed at the Clerk's desk and read the third time.

Mr. Sinks moved to refer said bill (S. B. No. 244) to a select committee of one, with instructions to amend as follows:

Insert in line seven, after the word "shall," and before the word "be," the words "if the council deem it just."

Mr. Carran moved that further consideration of said bill be postponed until three o'clock p.m. to-morrow.

Which was agreed to.

Mr. Marriott, on leave, introduced the following bill, which was read the first time:

S. B. No. 261: To amend section 7246 of the Revised Statutes.

Mr. Carran submitted the following report:

The committee on Municipal Corporations, to whom was referred S. B. No. 249: To amend section 3868 of the Revised Statutes of Ohio, in relation to the powers of certain corporations—having had the same under consideration, report it back, and recommend its passage.

THOMAS J. CARRAN, H. E. O'HAGAN,  
CHARLES FLEISCHMANN, P. HITCHCOCK.



Said bill was ordered to be engrossed, and read the third time to-morrow.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The following bills have been introduced in the House of Representatives and read the first time:

H. B. No. 536—Mr. Tyler of Licking: To amend section 2451 of the Revised Statutes.

H. B. No. 537—Mr. Wolfe: To amend section 5164 of the Revised Statutes.

H. B. No. 538—Mr. Steward: To amend section 1235 of the Revised Statutes.

H. B. No. 539—Mr. Crites: To amend section 3466 of the Revised Statutes.

H. B. No. 540—Mr. Moore of Washington: To amend section 4418 of the Revised Statutes.

H. B. No. 541—Mr. Hays (by request): To authorize certain townships to build railroads, and to lease or operate the same.

H. B. No. 542—Mr. Pugsley: To repeal section 4085 of the Revised Statutes.

H. B. No. 543—Mr. Dial: To provide for the better conduct of the public schools in township and village districts.

H. B. No. 544—Mr. Davis: To amend section 4162 of the Revised Statutes.

H. B. No. 545—Mr. Stubbs: To amend section 4800 of the Revised Statutes.

H. B. No. 546—Mr. Scott of Warren: To provide for deficiencies in State common school fund, by anticipation of payment thereof by drafts on county treasurers.

H. B. No. 547—Mr. Scott of Warren: Making appropriations for the support of common schools.

H. B. No. 548—Mr. Scott of Warren: Making appropriations to meet deficiencies in the appropriations for the Legislature and Decennial Board of Equalization, for the year ending February 15, 1881.

H. B. No. 549—Mr. Wolfe: To amend section 3179 of the Revised Statutes.

H. B. No. 550—Mr. Cole: Authorizing the commissioners of Scioto county to issue bonds to provide for a deficiency in the county funds of said county.

H. B. No. 551—Mr. Hathaway: To amend section 1308 of the Revised Statutes.

H. B. No. 552—Mr. Dial: To amend section 4215 of the Revised Statutes.

H. B. No. 553—Mr. Conrad: To amend section 6836 of the Revised Statutes.

H. B. No. 554—Mr. Carpenter: To amend section 4398 of the Revised Statutes.

H. B. No. 555—Mr. Walker: To amend section 7272 of the Revised Statutes.

H. B. No. 556—Mr. Dempcy: To amend section 3481 of the Revised Statutes.

H. B. No. 557—Mr. Chapman: To amend section 3150 of the Revised Statutes.

H. B. No. 558—Mr. Bloom: To amend section 5836 of the Revised Statutes.

H. B. No. 559—Mr. Bloom: To amend section 2946 of the Revised Statutes.

H. B. No. 560—Mr. Ray: To amend section 3995 of the Revised Statutes.

H. B. No. 561—Mr. Bishop: To amend section 4754 of the Revised Statutes.

H. B. No. 562—Mr. Brenner: To amend section 2855 and to re enact section 2857 of the Revised Statutes.

H. B. No. 563—Mr. Wolfe: To amend section 4215 of the Revised Statutes.

H. B. No. 564—Mr. Jones: To amend sections 148 and 1284 of the Revised Statutes.

H. B. No. 565—Mr. Reed of Trumbull: To amend section 4215 of the Revised Statutes.

H. B. No. 566—Mr. Moore of Washington: For the better improvement of the public highways in counties having a population of 40,609 in 1870.

H. B. No. 567—Mr. Sawyer: Supplementary to the act entitled "an act to revise and consolidate the general statutes of Ohio," passed June 20, 1879, and to amend section 182 of said act, and to repeal certain sections therein named.

H. B. No. 568—Mr. Cole: To authorize the commissioners of Scioto county to complete certain unfinished portions of free turnpikes, and to levy tax to pay for same.

H. B. No. 569—Mr. Groachner: To authorize the county commissioners of Henry county, Ohio, to issue bonds to complete and furnish the court house, jail, and sheriff's residence.

H. B. No. 570—Mr. Greiner: To amend section 301 of the Revised Statutes.

H. B. No. 571—Mr. Stubbs: To amend section 4845 of the Revised Statutes.

H. B. No. 572—Mr. Moore of Washington: To amend sections 6445 and 6446 of the Revised Statutes.

H. B. No. 573—Mr. Reed of Trumbull: To amend section 4721 of the Revised Statutes.

H. B. No. 574—Mr. Crites: To authorize and require the Board of Public Works to repair and put in navigable condition that portion of the Sandy and Beaver canal extending from its junction with the Ohio canal at the town of Bolivar, to the head of the slackwater pool created by the dam across said creek.

H. B. No. 575—Mr. Conrad: Prescribing the rate of State taxes, and to repeal an act therein named. (O. L., vol 76, p. 42.)

H. B. No. 576—Mr. Conrad: Requiring the Auditor of State to transfer funds from the General Revenue Fund to the Sinking Fund.

H. B. No. 577—Mr. Letcher: To authorize certain townships to build railroads, and to lease or operate the same.

H. B. No. 578—Mr. Leggett: To provide against the evils resulting from the traffic in intoxicating liquors.

H. B. No. 579—Mr. Clement: To amend sections 2519, 2522, and 2527 of the Revised Statutes, and to authorize cemetery trustees to receive and hold in trust money that may be given for the purpose of keeping in order cemetery lots.

H. B. No. 580—Mr. Ward: To amend section 7136 of the Revised Statutes.

H. B. No. 581—Mr. Jones: To amend section 7035 of the Revised Statutes.

H. B. No. 582—Mr. Barton: To amend section 1302 of the Revised Statutes.

H. B. No. 583—Mr. Bishop: To regulate the distribution of any surplus funds that may remain in the treasury if the county of Clermont arising from tax on dogs.

H. B. No. 584—Mr. Stryker (by request): For the relief of James M. Jones.

H. B. No. 585—Mr. King: Regulating the sale of intoxicating liquors, by restricting the sale thereof to medicinal, pharmaceutical and sacramental uses, and submitting the question of its enforcement to the citizens of the several counties, townships, cities, villages, or wards of cities in the State of Ohio.

H. B. No. 586—Mr. Greiner: Authorizing and empowering the council of the incorporated village of Shawnee, Perry county, Ohio, to purchase a lot and erect thereon, suitable buildings for engine and hose carriage, and sinking cisterns.

H. B. No. 587—Mr. Patton: To amend section 4841 of the Revised Statutes.

H. B. No. 588—Mr. Patton: To amend section 4889 of the Revised Statutes of Ohio, as amended March 18, 1880. (O. L., vol. 77, p. 65.)

H. B. No. 589—Mr. Stubbs: To amend section 1737 of the Revised Statutes.

Attest:

D. J. EDWARDS, *Clerk.*

Bills were read the second time, and referred as follows:

S. B. No. 254: To amend section 3904 of the Revised Statutes.

To committee on Schools.

S. B. No. 255: Supplementary to sections 3986 and 4018 of the Revised Statutes.

To committee on Schools.

S. B. No. 256: To amend section 1254 of the Revised Statutes.

To committee on Judiciary.

Mr. Kirby of Hamilton offered the following resolution:

S. J. R. No. 57: WHEREAS, A company, called the Cincinnati Central Railway Company, threatens to enter upon and occupy the berme bank of the Miami and Erie canal from the six-mile stone to Broadway, in the city of Cincinnati, without the authority of the General Assembly, but under a pretended grant from or contract with the Board of Public Works, said Board having assumed the right to so act by virtue of section 3283 of the Revised Statutes; and,

WHEREAS, The exercise of such a right by said Board is not within the intent of said section, and is beyond the powers conferred upon the Board, the policy of the State having been, and should ever be, to reserve such rights concerning the public works in the General Assembly; and

WHEREAS, The said berme bank is necessary and should be preserved unobstructed for wharfage and other canal purposes; and the canal property, and also both public and private property in large amounts along said portion of the canal, would be greatly injured and the revenue from the canal diminished by the presence and operation of the railroad proposed, without the existence of any public demand, necessity, or benefits; therefore, be it

*Resolved by the General Assembly of the State of Ohio, That the Board of Public Works is hereby directed and required to rescind its action concerning its aforesaid pretended grant and agreement for the occupancy of the berme bank of said portion of said canal; that said Board and its Chief Engineer are each hereby required to prevent the construction of any railroad on any part of said canal or berme bank under said grant or agreement, and to resume and retain possession for canal purposes of the State's property embraced within such grant or agreement; and that if any legal proceedings become necessary to accomplish the purposes hereof, the Attorney-General is hereby authorized and directed to commence and prosecute said proceedings by quo warranto, injunction, or otherwise, in the name of the State, to the end that the said grant and agreement shall be declared void, and the State's property speedily recovered.*

On motion of Mr. Kirby of Hamilton, said resolution was referred to the committee on Public Works and Public Lands, and ordered printed.

On motion of Mr. Marriott, the Senate adjourned.

Attest:

J. C. DONALDSON, *Clerk.*

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WEDNESDAY, January 12, 1881—10 o'clock A.M.

The Senate met pursuant to adjournment.

Prayer by Rev. Thompson.

The Journal was read and approved.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has concurred in the adoption of the following joint resolution:

S. J. R. No. 55: Relative to appointing of joint committee to investigate the management of the Reform School at Lancaster, Ohio—with the following amendments, in which the concurrence of the Senate is requested:

In line 6, fill the blank by inserting "three."

Also, in line 8, strike out the words, "and to employ a stenographer."

Attest:

D. J. EDWARDS, *Clerk.*

The question being on concurring in said amendments, the yeas and nays were ordered, taken, and resulted—yeas 24, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Beer, Carran, Cline, Creamer, Entrekin, Harper, Hartshorn, Hitchcock, Horr, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Perkins, Pollard, Richards, Sullivan, Wilkins of Fulton, and Wilkins of Tuscarawas—24.

So said amendments were concurred in.

Mr. Creamer submitted the following report:

The committee on Revision has examined, and found correctly engrossed, S. B. No. 249 and S. B. No. 248.

A. R. CREAMER,  
F. M. MARRIOTT,  
E. N. HARTSHORN.

Bills were read the second time, and referred as follows :

H. B. 215 : To amend section 6845 of the Revised Statutes of Ohio.

To committee on Judiciary.

H. B. No. 314 : To amend section 5189 of the Revised Statutes of Ohio.

To committee on Judiciary.

S. B. No. 257 : To amend section 6961 of the Revised Statutes of Ohio.

To committee on Fish Culture and Game.

S. B. No. 258 : To amend section 6871 of the Revised Statutes of Ohio.

To committee on Mines and Mining.

S. B. No. 259 : For the payment of claim of S. N. Field and Jacob Hildebrand.

To committee on Claims.

S. B. No. 261 : To amend section 7246 of the Revised Statutes.

To committee on Judiciary.

S. B. No. 248 : To amend section 710 of the Revised Statutes of Ohio—was read the third time.

Mr. Hitchcock moved to refer said bill (S. B. No. 248) to a select committee of one, with instructions to amend as follows :

Insert after "patient," in line 5, the words "or return of escaped patient."

Which was agreed to.

The President appointed Mr. Hitchcock as such committee, who reported the bill back amended as instructed.

The question then being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 23, nays none, as follows :

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Beer, Carran, Cline, Creamer, Entrekin, Hartshorn, Hitchcock, Horr, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, Perkins, Pollard, Pond, Richards, Sinks, Sullivan, and Van Cleaf—23.

So the bill passed. The title was agreed to

S. B. No. 249 : To amend section 3868 of the Revised Statutes, in relation to the powers of certain corporations—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were taken, and resulted—yeas 28, nays none, as follows :

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Beer, Carran, Cline, Entrekin, Fleischmann, Hartshorn, Hitchcock, Horr, Hollingsworth, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pollard, Pond, Richards, Sinks, Sullivan, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—28

So the bill passed. The title was agreed to.

Mr. Mounts submitted the following report :

The committee on Medical Colleges and Societies, to whom was referred Sub. for H. B. No. 171 : To amend section 3763 of the Revised Statutes—having had the same under consideration, report it back, with following amendments, and recommend its passage when so amended :

Insert after the word "provided," in line 31, "or who shall charge, receive, or accept, money or other valuable consideration for the same."

J. L. MOUNTS,  
GEO. W. MOORE,

W. C. CLINE,  
JOHN A. WILKINS.

Said amendment was agreed to.

Mr. Mounts moved that said bill be engrossed at the Clerk's desk, and read the third time.

Which was disagreed to.

On motion of Mr. Mounts, said bill was ordered to be engrossed and read the third time on Monday next.

Mr. Pond offered the following resolution, which was adopted:

S. R. No. 76: WHEREAS, A large amount of business has accumulated in the Judiciary committee, and additional aid is needed;

Resolved, That the President of the Senate is authorized to add one additional member to said committee.

Mr. Richards moved that the vote by which the Senate advised and consented to the appointment of Geo. A. Boerstler to be Trustee of the Athens Asylum for the Insane, be reconsidered.

Which was agreed to.

Mr. Richards moved that the Governor be authorized to withdraw his message nominating said Geo. A. Boerstler.

Which was agreed to.

On motion of Mr. Sullivan, the Senate took a recess.

### THREE O'CLOCK P. M.

The President appointed Messrs. Carran and Wilkins of Fulton, on the part of the Senate, on the committee under S. J. R. No. 55; and Mr. Richards an additional member of the Judiciary committee, under S. R. No. 76.

S. B. No. 244: To amend section 2293 of the Revised Statutes of Ohio—being the special order for this hour, was taken up.

The pending question being the motion of Mr. Sinks to refer said bill to a select committee of one, with instructions to amend, Mr. Sinks, by consent of the Senate, withdrew said motion.

The question then being "Shall the bill pass?"

Mr. Sinks moved to refer said bill (S. B. No. 244) to a select committee of one, with instructions to amend as follows:

Insert in line 6, after the word "highway" and before the word "the," the word "one half;" and in line 7, after the word "re-paving" and before the word "shall," the words "and such portion of the remainder thereof as the council may deem just and reasonable."

Which was agreed to.

The President appointed Mr. Sinks such committee, who reported the bill back, amended as instructed.

The question then being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 24, nays 4, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Beer, Carran, Cline, Creamer, Fleischmann, Harper, Hartshorn, Hitchcock, Horr, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pollard, Pond, Richards, Sinks, Sullivan, and Tyler—24.

Those who voted in the negative were—

Messrs. Kirby of Hamilton, Kirby of Wyandot, Carlisle, and Van Cleaf—4.

So the bill passed. The title was agreed to.

On motion of Mr. Beer, the rules were dispensed with and Mr. Pond submitted the following report:

The committee on Judiciary, to whom was referred H. J. R. No. 66: Relative to the election of a United States Senator to succeed the Hon.

James A. Garfield—having had the same under consideration, report it back with following amendments, and recommend its adoption as amended:

Strike out of the preamble all after the word "whereas," and insert the following: "James A. Garfield who has been by this General Assembly elected to be a Senator in the Congress of the United States, for the term of six years from and after the 4th day of March, 1881, has declined to accept said election and office, and renounced the same." Also, add at the end of the resolution the following: "And that on the day following said 18th day of January, 1881, said two Houses convene in joint assembly and have such proceedings to complete and perfect said election as is provided in said act for the election of United States Senator in ordinary cases."

F. B. POND                      LYMAN J. JACKSON,  
D. A. HOLLINGSWORTH.      F. M. MARriott.  
THOMAS J. CARRAN.

Said amendments were agreed to.

The question being on the adoption of said resolution, the yeas and nays were ordered, taken, and resulted—yeas 17, nays 2, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Beer, Carlisle, Carran, Cline, Creamer, Entrenkin, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Perkins, Pollard, Pond, Richards, Sinks, Sullivan, and Tyler—27.

Messrs. Van Cleef and Wilkins of Tuscarawas voted in the negative.

So the resolution was adopted.

Mr. Beebe moved to dispense with the rules for the introduction of bills.

On which motion the yeas and nays were ordered, taken, and resulted—yeas 29, nays 2, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Beer, Carlisle, Carran, Cline, Creamer, Entrenkin, Fleischmann, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kirby of Hamilton, Kirby of Wyandot, Mounts, O'Hagan, Parker, Perkins, Pollard, Pond, Sinks, Sullivan, Tyler, Van Cleef, Wilkins of Fulton, and Wilkins of Tuscarawas—29.

Messrs. Marriott and Moore voted in the negative.

So the motion was agreed to, and the rules dispensed with, and the following bills introduced and read the first time:

S. B. No. 262—Mr. Atkinson: To facilitate the taking of testimony.

S. B. No. 263—Mr. Jackson: To amend section 14 of the Revised Statutes.

S. B. No. 264—Mr. Sinks: To amend section 2004 of the Revised Statutes.

S. B. No. 265—Mr. Pond: To provide for the examination and payment of certain military claims, and making an appropriation therefor.

By unanimous consent, the rules were dispensed with, and the following reports received:

Mr. O'Hagan submitted the following report:

The committee on Schools and School Lands, to whom was referred H. B. No. 89: To amend section 4066 of the Revised Statutes of Ohio—

having had the same under consideration, report it back, and recommend its passage.

E. N. HARTSHORN,  
H. E. O'HAGAN,  
W. C. CLINE.

A. R. VAN CLEAF,  
THOS. M. BEER,

Said bill was ordered to be read the third time to-morrow.

Mr. Entrekin submitted the following report:

The committee on Soldiers' and Sailors' Orphans' Home and School for Imbecile Youth, to whom was referred S. J. R. No. 50—having had the same under consideration, report it back, with following amendments, and recommend its adoption when so amended:

Strike out the words "and fifteen" after the words "five, nine, eleven, thirteen" in line 15 thereof, and insert the word "and" before the word "thirteen" in same line.

JOHN C. ENTREKIN,  
R. A. HERR,  
P. HITCHCOCK,

A. R. CREAMER,  
E. N. HARTSHORN,  
L. HARPER.

Said amendments were agreed to.

The question being on the adoption of said resolution, the yeas and nays were ordered, taken, and resulted—yeas 24, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Beer, Carlisle, Cline, Creamer, Entrekin, Harper, Hartshorn, Hitchcock, Horr, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, Parker, Perkins, Pollard, Pond, Richards, Sullivan, and Tyler—24

So the resolution was adopted.

Mr. Hartshorn submitted the following report:

The committee on Schools and School Lands, to whom was referred S. B. No. 254: To amend section 3904 of the Revised Statutes of Ohio—having had the same under consideration, report it back, and recommend its passage.

E. N. HARTSHORN,  
H. E. O'HAGAN,  
A. R. VAN CLEAF,

THOS. M. BEER,  
W. C. CLINE,  
L. HARPER

Said bill was ordered to be engrossed, and read the third time to-morrow.

Mr. Hitchcock offered the following resolution:

S. R. No. No. 77: *Resolved*. That when the Senate adjourns on Friday, January 21, and every third Friday thereafter, it shall be until the Tuesday following, at 3 o'clock p.m., except when the Senate adjourns on March 3 it shall be until the Monday following at 4 o'clock p.m.

Said resolution was adopted.

Mr. Tyler asked and obtained leave of absence from to-morrow afternoon until next Tuesday at 3 o'clock p.m.

On motion of Mr. Perkins, the Senate adjourned.

Attest:

J. C. DONALDSON, *Clerk*.



THURSDAY, JANUARY 13, 1881—10 O'CLOCK A.M.

The Senate met pursuant to adjournment.

Prayer by Rev. Thompson.

The Journal was read and approved.

Mr. Van Cleaf submitted the following report:

The committee on Revision has examined, and found correctly engrossed, S. B. No. 244 and H. J. R. No. 66.

A. R. VAN CLEAF,  
A. R. CREAMER,  
F. M. MARRIOTT.

H. B. No. 89: To amend section 4066 of the Revised Statutes of Ohio—was read the third time.

On motion of Mr. Hitchcock, further consideration of said bill was postponed until 3½ o'clock p.m. to-day.

S. B. No. 254: To amend section 3904 of the Revised Statutes—was read the third time.

Mr. Carran moved to refer said bill (S. B. No. 254) to a select committee of one, with instructions to amend as follows:

Strike out all after line 11, section 2.

Add, after line 6, original section 2, "said original section 3904 is hereby repealed.

Which was agreed to.

The President *pro tem.* appointed Mr. Carran as such committee, who reported the bill back amended as instructed.

Mr. Hitchcock moved to refer said bill (S. B. No. 254) to a select committee of one, with instructions to amend as follows:

In section 1, line 7, strike out "an elector," and insert "electors."

Which was agreed to.

The President *pro tem.* appointed Mr. Hitchcock as such committee, who reported the bill back amended as instructed.

The question then being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 29, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Beer, Carlisle, Carran, Cline, Creamer, Eggleston, Entrekin, Fleischmann, Harper, Hartshorn, Hitchcock, Horr, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, O'Hagan, Perkins, Pollard, Richards, Sinks, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—29.

So the bill passed. The title was agreed to.

Mr. Pollard submitted the following report:

The joint committee on Enrollment have examined, and found correctly enrolled, the following bills:

S. B. No. 202: To authorize certain townships to build railroads, and to lease or operate the same.

S. B. No. 206: To authorize certain incorporated villages to build railroads, and to lease or operate the same.

C. R. HARMON,  
H. R. SMITH,  
JOHN F. LOCKE,  
JNO. HARDY,  
W. T. WALLACE,

D. A. HOLLINGSWORTH,  
J. L. CORYELL,  
J. K. POLLARD,  
GEO. W. MOORE.

Thursday, January 13, 1881.

## MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The Speaker of the House of Representatives has in the presence of the House, signed the following bills:

S. B. No. 202: To authorize certain townships to build railroads, and to lease or operate the same.

S. B. No. 206: To authorize certain incorporated villages to build railroads, and to lease or operate the same.

Attest:

D. J. EDWARDS, *Clerk.*

The President *pro tem.* of the Senate, in the presence of the Senate, signed said bills.

Bills were read the second time, and referred as follows:

S. B. No. 263: To amend section 14 of the Revised Statutes of Ohio.

To committee on Judiciary.

S. B. No. 264: To amend section 2004 of the Revised Statutes.

To committee on Municipal Corporations.

S. B. No. 265: To provide for the examination and payment of certain military claims, and making an appropriation therefor.

To committee on Military Affairs.

Mr. Van Cleaf submitted the following report:

The committee on Revision has examined, and found correctly engrossed, S. B. No. 254.

A. R. VAN CLEAF,

F. M. MARRIOTT,

A. R. CREAMER.

Mr. Wilkins of Fulton asked and obtained leave of absence until next Monday.

Mr. Horr asked and obtained indefinite leave of absence for Mr. Hollingsworth.

Mr. Pollard submitted the following report:

The joint committee on Enrollment has examined, and found correctly enrolled, the following bill:

S. B. No. 99: To prohibit the selling of pools upon the result of any trial or contest of skill, speed, or power of endurance of man or beast.

D. A. HOLLINGSWORTH,

J. K. POLLARD,

GEO. W. MOORE,

H. R. SMITH,

JOHN F. LOCKE,

W. T. WALLACE.

Mr. Atkinson offered the following resolution, which was referred to the committee on Fees and Salaries:

S. R. No. 78: *Resolved*, That the Clerks and Sergeants-at-Arms of the Senate be allowed the same mileage that members receive, and the President of the Senate is hereby authorized to certify in their favor for the same.

Mr. Carlisle moved to take from the table H. B. No. 190: To appropriate any money not otherwise appropriated, to repair the buildings of the Ohio University.

Which was disagreed to.

On motion of Mr. Sinks, the Senate took a recess.

THREE O'CLOCK P.M.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has passed the following bills, in which the concurrence of the Senate is requested:

H. B. No. 546—Mr. Scott of Warren: To provide for deficiencies in State common school fund by anticipation of payment thereof by drafts on county treasurers.

H. B. No. 548—Mr. Scott of Warren: Making appropriations to meet deficiencies in the appropriations for the Legislature and Decennial Board of Equalization, for the year ending February 15, 1881.

Attest:

D. J. EDWARDS, *Clerk.*

Said bills were read the first time.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The following bills have been introduced in the House of Representatives, and read the first time:

H. B. No. 590—Mr. Koons: For the relief of David Cline, treasurer of Clay township, Knox county.

H. B. No. 591—Mr. Hathaway: To amend section 6389 of the Revised Statutes.

H. B. No. 592—Mr. Brownfield: To require land owners to fence along the line of public highways.

H. B. No. 593—Mr. King: To amend section 6961 of the Revised Statutes.

H. B. No. 594—Mr. Howard: To amend certain sections of subdivision three, chapter five, division five, title twelve, of the Revised Statutes of Ohio; also, to amend section 2141 of chapter one, division six, title twelve, of the Revised Statutes of Ohio, as amended February 27, 1880 (O. L., vol. 77, page 33, and March 29, 1880, O. L., vol. 77, p. 89), and to repeal certain sections therein named.

H. B. No. 595—Mr. Wallace: To amend section 4134 of the Revised Statutes.

H. B. No. 596—Mr. Pugsley: To authorize the council of the incorporated village of Greenfield, Highland county, Ohio, to issue bonds to purchase a fire hook and ladder, truck, and equipments.

H. B. No. 597—Mr. Tyler of Wyandot: To amend section 1309 of the Revised Statutes.

H. B. No. 598—Mr. Sullivan: To amend section 753 of the Revised Statutes.

H. B. No. 599—Mr. Robinson: To amend section 2759 of the Revised Statutes.

H. B. No. 600—Mr. Millikan: To amend section 6941 of the Revised Statutes.

H. B. No. 601—Mr. Davis: Supplementary to title I, division 3, chapter 2, subdivision 1, of the Revised Statutes.

Attest:

D. J. EDWARDS, *Clerk.*

Thursday, January 13, 1881.

## MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has refused to concur in the passage of the following bills:

S. B. No. 217: To amend section 6964 of the Revised Statutes of Ohio.

S. B. No. 129: To compensate Benjamin N. Beaver and John W. Butt for damages sustained by them by reason of the failure of the State to fulfill its contract for labor performed and material furnished for the Central Lunatic Asylum.

S. B. No. 171: To amend section 4155 of the Revised Statutes of Ohio.

Attest:

D. J. EDWARDS, *Clerk.*

## MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has concurred in the Senate amendments to

H. J. R. No. 66: Providing for election of United States Senator.

Attest:

D. J. EDWARDS, *Clerk.*

## MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has concurred in the passage of the following bill:

S. B. No. 194: To amend section 4202 of the Revised Statutes of Ohio.

Attest:

D. J. EDWARDS, *Clerk.*

Mr. Fleischmann moved to reconsider the vote by which the Senate concurred in the House amendments to S. B. No. 99.

On which motion the yeas and nays were demanded, taken, and resulted—yeas 13, nays 14, as follows:

Those who voted in the affirmative were—

Messrs. Beer, Carlisle, Carran, Eggleston, Fleischmann, Jackson, Kelly, Kirby of Wyandot, Marriott, O'Hagan, Sinks, Tyler, and Van Cleaf—13.

Those who voted in the negative were—

Messrs. Atkinson, Beebe, Creamer, Entrekin, Harper, Hartshorn, Hitchcock, Horr, Kirby of Hamilton, Moore, Perkins, Pond, Richards, and Sullivan—14.

So the motion was disagreed to.

By unanimous consent the rules were dispensed with, and the following bill introduced and read the first time:

S. B. No. 266—Mr. Eggleston: To constitute section 7016a Revised Statutes.

Mr. Pond moved to take from the table H. B. No. 190.

Which was agreed to.

Mr. Pond moved to make said bill the special order for 3½ o'clock on Wednesday next.

On which motion the yeas and nays were demanded, taken, and resulted—yeas 24, nays 1, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Carlisle, Carran, Cline, Creamer, Eggleston, Fleischman, Harper, Hartshorn, Horr, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, O'Hagan, Parker, Perkins, Pond, Richards, Sinks, Sullivan, Van Cleaf, and Wilkins of Tuscarawas—24.

Mr. Hitchcock voted in the negative.

So the motion was agreed to.

Indefinite leave of absence was granted Mr. Beebe, on account of sickness in his family.

Leave of absence was granted Mr. Carlisle for to-morrow, and to Mr. Jackson from to-morrow evening to Monday next.

On motion of Mr. Van Cleaf, the Senate adjourned.

Attest:

J. C. DONALDSON, *Clerk.*

FRIDAY, January 14, 1881—10 O'CLOCK A.M.

The Senate met pursuant to adjournment.

Prayer by Rev. Thompson.

The Journal was read and approved.

Bills were read the second time, and referred as follows:

S. B. No. 262: To facilitate the procuring of testimony.

To committee on Judiciary.

H. B. No. 546: To provide for deficiencies in the State common school fund by anticipation of payment thereof by drafts on county treasurers.

To committee on Finance.

H. B. No. 548: Making appropriations to meet deficiencies in the appropriations for the Legislature and Decennial Board of Equalization for the year ending February 15, 1881.

To committee on Finance.

Mr. Pollard submitted the following report:

The joint committee on Enrollment have examined, and found correctly enrolled, the following bills:

S. B. No. 149: To amend section 6021 of the Revised Statutes of Ohio.

S. B. No. 251: To authorize the commissioners of Lorain county to complete the court house in said county.

S. B. No. 154: To amend section 329 of the Revised Statutes of Ohio.

S. B. No. 164: To amend section 4115 of the Revised Statutes.

S. B. No. 201: To amend sections 3934 and 3948 of the Revised Statutes of Ohio.

D. A. HOLLINGSWORTH,  
J. K. POLLARD,  
G. W. MOORE,  
JOHN F. LOCKE,

C. R. HARMON,  
H. R. SMITH,  
W. T. WALLACE.

Friday, January 14, 1881

## MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The Speaker of the House of Representatives has, in the presence of the House, signed the following bills and joint resolution:

S. B. No. 149: To amend section 6021 of the Revised Statutes of Ohio.

S. B. No. 154: To amend section 329 of the Revised Statutes of Ohio.

S. B. No. 164: To amend section 4115 of the Revised Statutes.

S. B. No. 201: To amend sections 3934 and 3948 of the Revised Statutes of Ohio.

S. B. No. 251: To authorize the commissioners of Lorain county to complete the court house in said county.

S. J. R. No. 55: Relative to appointing a joint committee to investigate the management of the Reform School at Lancaster, Ohio.

Attest:

D. J. EDWARDS, *Clerk*.

The President *pro tem.* of the Senate, in the presence of the Senate, signed said bills and joint resolution.

## MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has passed the following bill, in which the concurrence of the Senate is requested:

Sub. for H. B. No. 170—Mr. Hill of Hamilton: To amend sections 994, 995, 997, 1002, and 1012 of the Revised Statutes of Ohio.

Attest:

D. J. EDWARDS, *Clerk*.

Said bill was read the first time.

The following bill was introduced and read the first time:

S. B. No. 267—Mr. Richards: To authorize the township trustees of Steubenville township, Jefferson county, Ohio, to transfer certain funds therein named.

Mr. Richards offered the following resolution, which was referred to the committee on Common Schools:

S. J. R. No. 58: *Resolved by the General Assembly of the State of Ohio*, That the Supervisor of Public Printing be directed to have the Report of the Commissioner of Common Schools for 1880 bound in muslin.

On motion of Mr. Pond, the Senate adjourned until next Monday at 10 o'clock a.m.

Attest:

J. C. DONALDSON, *Clerk*.

MONDAY, *January 17, 1881*—10 o'clock A.M.

The Senate met pursuant to adjournment.

The Journal was read and approved.

Bills were read the second time, and referred as follows:

Sub. for H. B. No. 170: To amend sections 994, 995, 997, 1002 and 1012 of the the Revised Statutes of Ohio.

To committee on Municipal Corporations.

S. B. No. 266: To constitute section 7016a Revised Statutes.

To committee on Municipal Corporations.

S. B. No. 267: To authorize the township trustees of Steubenville township, Jefferson county, Ohio, to transfer certain funds therein named.

To committee on Finance.

Mr. Pollard submitted the following report:

The joint committee on Enrollment have examined, and found correctly enrolled, the following joint resolution:

S. J. R. No. 55: Relative to appointing a joint committee to investigate the management of the Reform School at Lancaster, Ohio.

D. A. HOLLINGSWORTH,  
J. K. POLLARD,  
GEO. W. MOORE,  
C. R. HARMON,

H. R. SMITH,  
W. T. WALLACE,  
JOHN F. LOCKE.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has reconsidered the vote by which it refused to concur in the passage of S. B. No. 171: To amend section 4155 of the Revised Statutes—and requests its return.

Attest:

D. J. EDWARDS, *Clerk*.

Mr. Hitchcock moved that the request of the House be granted.  
Which was agreed to.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has passed the following bills, in which the concurrence of the Senate is requested:

Sub. for H. B. No. 275—Mr. Dayton: To amend sections 2701, 2704, and 2705 of the Revised Statutes of Ohio, 1880.

Sub. for H. B. No. 276—Mr. Dayton: To amend section 2711 of the Revised Statutes of 1880.

Sub. for H. B. No. 277—Mr. Dayton: To amend section 2692 of the Revised Statutes.

H. B. No. 569—Mr. Groschner: To authorize the county commissioners of Henry county, Ohio, to issue bonds to complete and furnish the court house, jail, and sheriff's residence.

Monday, January 17, 1881.

H. B. No. 518—Mr. Dial: To regulate the construction, enlargement, changes in and conduct and management of water works in certain cities, and to authorize the issue of bonds in connection therewith.

Attest:

D. J. EDWARDS, *Clerk*.

Said bills were read the first time.

On motion of Mr. Hitchcock, the order for third reading of bills was informally passed.

The following bills were introduced and read the first time:

S. B. No. 268—Mr. Pond: To amend section 95 of the Revised Statutes of Ohio.

S. B. No. 269—Mr. Pond: To amend section 108 of the Revised Statutes of Ohio.

On motion of Mr. Pollard, the Senate took a recess.

THREE O'CLOCK P. M.

Mr. Entrekin submitted the following report:

The committee on Revision has examined, and found correctly engrossed, Sub. for H. B. No. 171: To amend section 3763 of the Revised Statutes.

JOHN C. ENTREKIN,  
A. R. CREAMER,  
E. N. HARTSHORN.

Sub. for H. B. No. 171: To amend section 3760 of the Revised Statutes of Ohio—was read the third time.

On motion of Mr. Mounts, said bill was laid upon the table.

The following communication was received from the Governor:

STATE OF OHIO, EXECUTIVE DEPARTMENT,

COLUMBUS, *January 17, 1881.*

*To the General Assembly:*

I have the honor to transmit herewith the report of Hon. M. A. Daugherty, Commissioner, appointed by my predecessor, Hon. R. M. Bishop, upon the request of the Governors of the original thirteen States, who met to initiate proceedings for the celebration of the centennial of the surrender of Cornwallis at Yorktown, October 19, 1781.

The report sets forth fully the purposes of the celebration, and it seems to me to be altogether fitting that Ohio, composed as it is of a part of the territory of Virginia at the time of the surrender, should, in a becoming manner, take part in this celebration; and I recommend, therefore, that suitable provision be made therefor.

There being but one copy of the report, it is transmitted to the House of Representatives.

Very respectfully,

CHARLES FOSTER, *Governor*.

On motion of Mr. Hitchcock, said message was referred to the committee on Federal Relations.



The following communication was received from the Governor :

STATE OF OHIO, EXECUTIVE DEPARTMENT,

COLUMBUS, *January 17, 1881.*

*To the General Assembly :*

I have the honor, by request of "The American Association for the Advancement of Science," to transmit herewith, for your consideration, a memorial of said association in relation to the need of attention to our future forest supplies.

Having but one copy of the memorial, it is sent to the House of Representatives.

Very respectfully,

CHARLES FOSTER, *Governor.*

On motion of Mr. Pond, said message was referred to the committee on Universities, Colleges, and Academies.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President :*

The House of Representatives has passed the following bills, in which the concurrence of the Senate is requested :

H. B. No. 402—Mr. Stubbs : Supplementary to section 1466 of the Revised Statutes, relating to control of cemeteries.

H. B. No. 380—Mr. Davis : To amend sections 7060 and 7061 of the Revised Statutes.

H. B. No. 389—Mr. Davis : To amend sections 2957 and 2958 of the Revised Statutes.

Attest :

D. J. EDWARDS, *Clerk.*

Said bills were read the first time.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President :*

The following bills have been introduced in the House of Representatives and read the first time :

H. B. No. 608—Mr. Sullivan : To amend section 930 of the Revised Statutes.

H. B. No. 610—Mr. Ray : To amend an act entitled "an act to amend and revise the statutes relating to taxation, to be known as title 13, part 1, of the act to revise and consolidate the general statutes," passed May 11, 1878.

H. B. No. 611—Mr. Green : To amend section 5431 of the Revised Statutes.

H. B. No. 612—Mr. Davis : To amend section 7313 of the Revised Statutes.

H. B. No. 613—Mr. Bloom (by request) : To amend sections 110, 113, 114, 115, 116, 117, 118 and 130 of the Revised Statutes.

Attest :

D. J. EDWARDS, *Clerk.*

Tuesday, January 18, 1881.

## MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The Speaker of the House of Representatives has, in the presence of the House, signed the following bill:

S. B. No. 109: To amend section 437 of the Revised Statutes.

Attest:

D. J. EDWARDS, *Clerk.*

The President *pro tem.* of the Senate, in presence of the Senate, signed said bill.

## MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has concurred in the passage of the following bill:

S. B. No. 120: Relative to State and county roads, and unfinished free turnpikes, in Pickaway county—with the following amendments, in which the concurrence of the Senate is requested:

In line 6, after the word State, add the words "or county."

In section 1, line 2, strike out the words "of any county in this State," and insert in lieu thereof "of Pickaway county."

The title amended so as to read as follows: "Relative to State and county roads and unfinished free turnpikes in Pickaway county"

Attest:

D. J. EDWARDS, *Clerk.*

On motion of Mr. Van Cleaf, said bill and amendments were referred to a select committee of one.

On motion of Mr. Kelly, the Senate adjourned.

Attest:

J. C. DONALDSON, *Clerk.*

TUESDAY, January 18, 1881—10 o'clock A.M.

The Senate met pursuant to adjournment.

Prayer by Rev. Dr. Hutchins.

The Journal was read and approved.

Mr. Pollard submitted the following report:

The joint committee on Enrollment have examined, and found correctly enrolled, the following joint resolution:

H. J. R. No. 66: Relating to the election of a United States Senator to succeed Hon. James A. Garfield.

J. K. POLLARD,  
GEO. W. MOORE,  
L. M. STRONG,  
H. R. SMITH,  
JNO. HARDY,

C. R. HARMON,  
JOHN F. LOCKE,  
J. L. CORYELL,  
W. T. WALLACE.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The following bill has been introduced in the House of Representatives, and read the first time:

H. B. No. 614—Mr. Groom: To authorize the commissioners of Franklin county to build a bridge across Big Darby creek, in Pleasant township, of said county, and to levy a tax for that purpose.

Attest:

D. J. EDWARDS, *Clerk*.

Mr. Moore asked and obtained indefinite leave of absence for Mr. Atkinson.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has passed the following bill, in which the concurrence of the Senate is requested:

H. B. No. 442—Mr. Robinson: To amend section 7421 of the Revised Statutes.

Attest:

D. J. EDWARDS, *Clerk*.

Said bill was read the first time.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The Speaker of the House of Representatives has, in the presence of the House, signed the following bill:

S. B. No. 99: To prohibit the selling of pools upon the result of any trial or contest of skill, speed, or power of endurance of man or beast.

Attest:

D. J. EDWARDS, *Clerk*.

The President of the Senate, in the presence of the Senate, signed said bill.

Bills were read the second time, and referred as follows:

Sub. for H. B. No. 275: To amend sections 2701, 2704, and 2705 of the Revised Statutes of Ohio, 1880.

To committee on Municipal Corporations.

H. B. No. 276: To amend section 2711 of the Revised Statutes of Ohio.

To committee on Municipal Corporations.

Sub. for H. B. No. 277: To amend section 2692 of the Revised Statutes of Ohio.

To committee on Municipal Corporations.

H. B. No. 380: To amend sections 7060 and 7061 of the Revised Statutes.

To committee on Privileges and Elections.

H. B. No. 389: To amend sections 2957 and 2958 of the Revised Statutes.

To committee on Privileges and Elections.

H. B. No. 402: Supplementary to section 1466, Revised Statutes, relating to control of cemeteries.

To committee on Corporations other than Municipal.

H. B. No. 518: To regulate the construction, enlargement, changes in and conduct and management of water works in certain cities, and to authorize the issue of bonds in connection therewith—was read the second time.

Mr. Pond moved that the constitutional rule requiring bills to be read on three different days be dispensed with, that H. B. No. 518 may be read the third time.

On which motion the yeas and nays were taken, and resulted—yeas 30, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Beer, Carlisle, Carran, Cline, Creamer, Eggleston, Entrenkin, Fleischmann, Harper, Hartshorn, Hitchcock, Horr, Jackson, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, O'Hagan, Parker, Perkins, Pollard, Pond, Richards, Sinks, Strong, Sullivan, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—30.

So the constitutional rule was dispensed with, and the bill was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 30, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Beer, Carlisle, Carran, Cline, Creamer, Eggleston, Entrenkin, Fleischmann, Harper, Hartshorn, Hitchcock, Horr, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, O'Hagan, Parker, Perkins, Pollard, Pond, Sinks, Strong, Sullivan, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—30.

So the bill passed. The title was agreed to.

H. B. No. 569: To authorize the county commissioners of Henry county, Ohio, to issue bonds to complete and furnish the court house, jail and sheriff's residence—was read the second time and referred to the committee on Finance.

The following bill was introduced and read the first time:

S. B. No. 270—Mr. Richards: To amend section 4081 of the Revised Statutes of Ohio.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The Speaker of the House of Representatives has, in the presence of the House, signed the following joint resolution:

H. J. R. No. 66: Relative to the election of a United States Senator to succeed Hon. James A. Garfield.

Attest:

D. J. EDWARDS, *Clerk.*

The President of the Senate, in the presence of the Senate, signed said joint resolution.

Bills were introduced and read the first time, as follows:

S. B. No. 271—Mr. Eggleston: To amend section 1 of an act to provide compensation for members of county, city, and State boards of equaliza-

tion, for the equalization of appraisement of real estate appraised in 1880, passed April 15, 1880.

S. B. No. 272—Mr. Perkins: To authorize the commissioners of Trumbull county to compromise with the sureties of George B. Kennedy, late auditor of said county.

S. B. No. 273—Mr. Carran: Supplementary to the Revised Statutes of Ohio, title two, chapter one, and to provide for the creation and regulation of safe deposit and trust companies.

Mr. Pond submitted the following report:

The committee on Judiciary, to whom was referred H. B. No. 146: To amend section 5176 of the Revised Statutes of Ohio—having had the same under consideration, report it back, and recommend its passage.

F. B. POND,	F. M. MARRIOTT,
LYMAN J. JACKSON,	R. G. RICHARDS.

Said bill was ordered to be read the third time to-morrow.

Mr. Pond submitted the following report:

The committee on Judiciary, to whom was referred H. B. No. 215: To amend section 6845 of the Revised Statutes of Ohio—having had the same under consideration, report it back, and recommend its passage.

F. B. POND,	F. M. MARRIOTT,
LYMAN J. JACKSON,	R. G. RICHARDS.

Said bill was ordered to be read the third time to-morrow.

Mr. Beer submitted the following report:

The committee on Finance, to whom was referred H. B. No. 548: Making appropriations to meet deficiencies in the appropriations for the Legislature and Decennial Board of Equalization, for the year ending February 15, 1881—having had the same under consideration, report it back, and recommend its passage.

THOS. M. BEER,	P. HITCHCOCK,
B. WILKINS,	C. S. PARKER.
B. EGGLESTON,	

Mr. Hitchcock moved to amend as follows:

In line 10 strike out "two hundred and fifty" and insert "one thousand."

Also, in line 12 strike out "five" and insert "thirty-eight."

The amendments were agreed to.

Said bill was ordered to be engrossed and read the third time to-morrow.

Mr. Wilkins of Tuscarawas submitted the following report:

The committee on Finance, to whom was referred H. B. No. 546: To provide for deficiencies in State common school fund by anticipation of payment thereof by drafts on county treasurers—having had the same under consideration, report it back, and recommend its passage.

B. WILKINS,	B. EGGLESTON,
P. HITCHCOCK,	THOS. M. BEER.
C. S. PARKER,	

Said bill was ordered to be read the third time to-morrow.

Mr. Strong offered the following joint resolution :

S. J. R. No. 59: *Resolved by the General Assembly of the State of Ohio* (three-fifths of all the members elected to each House concurring therein), That a proposition to amend the Constitution of the State of Ohio be submitted to the electors of the State on the second Tuesday of October, A.D. 1881, as follows :

That the additional section to article 15 of the Constitution, in relation to the traffic in intoxicating liquors, be so amended as to read as follows :

SEC. 9. The General Assembly shall have plenary power to provide by law for regulating or prohibiting the traffic in intoxicating liquors, and may impose a special tax on persons engaged therein, and shall have like power to authorize counties, townships, and municipal corporations to regulate or prohibit such traffic and to impose a special tax upon persons engaged therein.

At such election, the electors desiring to vote in favor of this amendment shall have placed upon their ballots the words, "Constitutional amendment in relation to intoxicating liquors—Yes." And electors who do not desire to vote in favor of said amendment may have placed upon their ballots the words "Constitutional amendment in relation to intoxicating liquors—"No." And if a majority of all the votes cast at said election shall be in favor of said amendment, then said section, as herein specified, shall be and constitute the additional section of article 15 of the Constitution of the State of Ohio mentioned in section 18 of the schedule to said Constitution; and said original additional section shall be repealed.

On motion of Mr. Strong, said resolution was laid upon the table and ordered printed.

Mr. Van Cleaf offered the following joint resolution :

S. J. R. No. 60: *Be it resolved by the General Assembly of the State of Ohio*, That there be printed sixteen thousand additional copies of the Report of the Secretary of State for the fiscal year 1880, for the use of and to be equally distributed to the members of the present General Assembly. To determine what number of such reports are to be printed in German, it shall be the duty of the Secretary of State to ascertain from each member of the General Assembly what number of such reports he shall be entitled to receive he wishes in the German language; the aggregate number so determined shall be the number authorized to be printed in German, and they shall be distributed accordingly: provided, that in the printing of the additional copies herein provided for there shall be no charge for composition. And the Supervisor of Public Printing is hereby directed to have the copies of said reports provided for herein, and also those provided for by law, bound in muslin in the usual manner.

On motion of Mr. Van Cleaf, said resolution was referred to the committee on Printing.

The President announced :

This being the day and hour designated by H. J. R. No. 66, adopted on the 13th day of January, 1881, for the election of a person to be Senator in the Congress of the United States for the term of six years from and after the 4th day of March, 1881, in place of James A. Garfield, who was elected on the 13th day of January, 1880, but who has declined and renounced said election, the Senate will now, pursuant to said House

Joint Resolution, proceed openly, by a *viva voce* vote of each member present, to name a person for Senator from the State of Ohio, for the term of six years, commencing on the 4th day of March, A.D. 1881.

Mr. Beer demanded a call of the Senate.

Mr. Richards asked and obtained indefinite leave of absence for Mr. Saltzgaber.

A call of the Senate was had, and the following Senators answered to their names:

Messrs. Beebe, Beer, Carlisle, Carran, Cline, Creamer, Eggleston, Entrekin, Fleischmann, Harper, Hartshorn, Hitchcock, Horr, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pollard, Pond, Richards, Sinks, Strong, Sullivan, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—32.

On motion of Mr. Hitchcock, all further proceedings under the call were dispensed with.

Mr. Beer nominated Hon. John Sherman as a candidate for said office.

Mr. Harper nominated Hon. Allen G. Thurman for said office.

Mr. Eggleston seconded the nomination of Hon. John Sherman.

The Senate proceeded openly, by a *viva voce* vote of each member present, to name a person for Senator for the State of Ohio in the Congress of the United States, for the constitutional term of six years, commencing on the 4th day of March, A. D. 1881

The whole number of votes cast was 32, of which John Sherman received 20 votes, and Allen G. Thurman 12 votes.

Those whose voted for John Sherman were:

Messrs. Beebe, Beer, Carran, Cline, Creamer, Eggleston, Entrekin, Fleischmann, Hartshorn, Hitchcock, Horr, Kelly, Kirby of Hamilton, Mounts, Perkins, Pollard, Pond, Richards, Sinks, and Strong—20.

Those who voted for Allen G. Thurman were:

Messrs. Carlisle, Harper, Jackson, Kirby of Wyandot, Marriott, Moore, O'Hagan, Parker, Sullivan, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—12.

The President then announced that John Sherman, having received a constitutional majority of all the votes cast, was declared the choice of the Senate for the office of United States Senator, for the constitutional term of six years, commencing on the 4th day of March. A.D. 1881.

On motion of Mr. Hitchcock, the Senate took a recess.

### THREE O'CLOCK P.M.

Mr. Tyler asked and was granted leave to record his vote for United States Senator, and his name being called he voted for Allen G. Thurman.

Mr. Pollard submitted the following report:

The joint committee on Enrollment has examined, and found correctly enrolled, the following bill:

S. B. No. 109: To amend section 437 of the Revised Statutes.

D. A. HOLLINGSWORTH,	JOHN F. LOCKE,
J. K. POLLARD,	JOHN HARDY,
GEO. W. MOORE,	W. T. WALLACE,
H. R. SMITH,	J. L. CORYELL.
C. R. HARMON,	

Mr. Jackson offered the following resolution :

S. R. No. 79: **WHEREAS**, The report of the committee on Privileges and Elections, made in the Senate on February 26, A.D. 1880, relative to the contest of the seat of Moses H. Kirby, Senator-elect from the 31st District, by Chester R. Mott; and the report of the same committee relative to the contest of the seat of John K. Pollard, Senator-elect from the 7th District, by Frank D. Bayless, was not printed in the Senate Journal of the regular session of this 64th General Assembly, nor in the Appendix thereto; therefore,

*Be it resolved by the Senate of Ohio*, That the Clerk of the Senate be directed to cause said report of said committee to be printed in the Appendix to the Senate Journal of the adjourned session of said 64th General Assembly.

The question then being on the adoption of the resolution, the yeas and nays were ordered, taken, and resulted—yeas 28, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Beer, Carlisle, Cline, Creamer, Eggleston, Fleischmann, Harper, Hitchcock, Horr, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, O'Hagan, Parker, Perkins, Pollard, Pond, Richards, Sinks, Strong, Sullivan, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—28.

So the resolution was adopted.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President :*

The following bills have been introduced in the House of Representatives, and read the first time :

H. B. No. 615—Mr. Frame: To authorize certain bondsmen of John D. Patterson to bring suit against certain other bondsmen.

H. B. No. 616—Mr. Conrad: To refund the public debt of the State which is redeemable on or after June 30, 1881.

H. B. No. 617—Mr. Scott of Warren: Supplemental to an act entitled "An act to amend an act entitled an act to amend the act entitled an act to create and establish a common school fund in part of the county of Warren, composed of the Virginia Military District," passed February 20, 1834, passed April 30, 1838. (O. L., vol. 65, p. 259.)

H. B. No. 618—Mr. Walker: To amend section 6856 of the Revised Statutes.

H. B. No. 619—Mr. Walker: To amend section 6818 of the Revised Statutes.

H. B. No. 620—Mr. Letcher: To authorize the transfer of any funds not to exceed fifteen hundred dollars that may remain in the treasury of the county of Williams, arising from tax on dogs.

H. B. No. 621—Mr. Greene: To amend section 700 of the Revised Statutes.

H. B. No. 622—Mr. Covert: To amend section 3776 of the Revised Statutes.

Attest:

D. J. EDWARDS, *Clerk.*



MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has passed the following bills, in which the concurrence of the Senate is requested:

H. B. No. 258—Mr. Porter: To amend section 5394 of the Revised Statutes.

H. B. No 511—Mr. Sawyer: To authorize the commissioners of Auglaize county to cause certain judicial records to be transcribed, and to declare the effect and authority to be given to certain transcripts of deeds from other counties heretofore made.

H. B. No. 558—Mr. Bloom: To amend section 5836 of the Revised Statutes.

H. B. No. 559—Mr. Bloom: To amend section 2946 of the Revised Statutes.

Attest:

D. J. EDWARDS, *Clerk*.

Said bills were read the first time.

Mr. Parker submitted the following report:

The committee on Finance, to whom was referred H. B. No. 569: To authorize the county commissioners of Henry county, Ohio, to issue bonds to complete and furnish the court house, jail, and sheriff's residence—having had the same under consideration, report it back, and recommend its passage.

C. S. PARKER,  
B. EGGLESTON,  
B. WILKINS,  
P. HITCHCOCK,

D. D. BEEBE,  
GEO. P. TYLER,  
THOS. M. BEER.

Mr. Wilkins of Fulton moved that the constitutional rule requiring bills to be read on three different days be dispensed with, that said H. B. No. 569 may be read the third time.

On which motion the yeas and nays were taken, and resulted—yeas 28, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Beer, Carlisle, Cline, Creamer, Eggleston, Fleischmann, Harper, Hitchcock, Horr, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, O'Hagan, Parker, Perkins, Pollard, Pond, Richards, Sinks, Strong, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—28.

So the motion was agreed to, and the bill read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 27, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Beer, Carlisle, Cline, Creamer, Eggleston, Harper, Hitchcock, Horr, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, O'Hagan, Parker, Perkins, Pollard, Pond, Richards, Sinks, Strong, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—27.

So the bill passed. The title was agreed to.

Mr. Van Cleaf submitted the following report:

The committee on Public Printing, to whom was referred S. J. R. No. 60: To provide for printing additional copies of Report of Secretary of

State for 1880—having had the same under consideration, report it back, and recommend its adoption.

CHAS. FLEISCHMANN,	A. R. VAN CLEAF,
L. HARPER,	L. M. STRONG,
E. N. HARTSHORN,	

The question being on the adoption of the resolution, said yeas and nays were ordered, taken, and resulted—yeas 27, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Beer, Carlisle, Cline, Creamer, Eggleston, Fleischmann, Harper, Hitchcock, Horr, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Moore, O'Hagan, Parker, Perkins, Pollard, Pond, Richards, Sinks, Strong, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—27.

So the resolution was adopted.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has adopted the following joint resolution, in which the concurrence of the Senate is requested:

H. J. R. No. 75—Mr. Young: Providing for the printing of extra copies of H. B. Nos. 521 and 543.

Attest:

D. J. EDWARDS, *Clerk.*

On motion of Mr. Van Cleaf, said resolution was referred to the committee on Printing.

Mr. Fleischmann offered the following resolution, which was adopted:

S. R. No. 80: WHEREAS, Grave charges have been made in the public press reflecting upon the conduct of the officers in charge of the Soldiers' and Sailors' Orphans' Home, at Xenia, Ohio; therefore,

*Resolved by the Senate of the State of Ohio,* That the committee on such Soldiers' and Sailors' Orphans' Home be instructed to investigate said charges, and report its findings to the Senate at an early day.

Mr. Pollard submitted the following report:

The joint committee on Enrollment have examined, and found correctly enrolled, the following bill:

H. B. No. 518: An act to regulate the construction, enlargement, changes in and conduct and management of water works in certain cities, and to authorize the issue of bonds in connection therewith.

J. K. POLLARD,	C. R. HARMON,
L. M. STRONG,	W. T. WALLACE,
GEO. W. MOORE,	J. L. CORYELL.
H. R. SMITH,	

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The Speaker of the House of Representatives has, in the presence of the House, signed the following bill:

H. B. No. 518: To regulate the construction, enlargement, changes in

and conduct and management of water works in certain cities, and to authorize the issue of bonds in connection therewith.

Attest :

D. J. EDWARDS, *Clerk*.

The President of the Senate, in the presence of the Senate, signed said bill.

Mr. Fleischmann moved to reconsider the vote by which S. R. No. 80 was adopted.

Which was agreed to.

Mr. Fleischmann moved to amend the resolution as follows :

Add at the end thereof the following: "And that the committee have power to send for persons and papers."

Which was agreed to, and said resolution, as amended, was adopted.

On motion of Mr. Pond, the Judiciary committee was relieved from further consideration of H. B. No. 86.

On motion of Mr. Pond, said bill was referred to the committee on Schools.

Mr. Creamer submitted the following report :

The committee on Revision has examined, and found correctly engrossed, H. B. No. 548.

A. R. CREAMER,  
JOHN C. ENTREKIN,  
A. R. VAN CLEAF.

On motion of Mr. Van Cleaf, the Senate adjourned.

Attest :

J. C. DONALDSON, *Clerk*.

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WEDNESDAY, January 19, 1881—10 o'clock A.M.

The Senate met pursuant to adjournment.

Prayer by Rev. Dr. Hutchins.

The Journal was read and approved.

Bills were read the second time, and referred as follows :

S. B. No. 268: To amend section 95 of the Revised Statutes of Ohio.

To committee on Judiciary.

S. B. No. 269: To amend section 108 of the Revised Statutes of Ohio.

To committee on Judiciary.

H. B. No. 558: To amend section 5836 of the Revised Statutes.

To committee on Judiciary.

H. B. No. 511: To authorize the commissioners of Auglaize county to cause certain judicial records to be transcribed, and to declare the effect and authority to be given to certain transcripts of deeds from other counties heretofore made.

To committee on Judiciary.

H. B. No. 442: To amend section 7421 of the Revised Statutes.

To committee on Penitentiary.

H. B. No. 258: To amend section 5394 of the Revised Statutes.

To committee on Public Printing.

H. B. No. 559: To amend section 2946 of the Revised Statutes.

To committee on Privileges and Elections.

## MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has adopted the following joint resolution, in which the concurrence of the Senate is requested:

H. J. R. No. 78—Mr. Sawyer: Relative to investigating certain charges relative to the Soldiers' and Sailors' Orphans' Home at Xenia.

Attest:

D. J. EDWARDS, *Clerk.*

Referred to committee on Soldiers' and Sailors' Orphans' Home.

H. B. No. 146: To amend section 5176 of the Revised Statutes of Ohio—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 24, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Carlisle, Cline, Eggleston, Entrekin, Fleischmann, Harper, Hartshorn, Hitchcock, Horr, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, O'Hagan, Pollard, Pond, Richards, Sinks, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—24.

So the bill passed. The title was agreed to.

H. B. No. 215: To amend section 6845 of the Revised Statutes of Ohio—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 19, nays 7, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Cline, Eggleston, Harper, Hartshorn, Hitchcock, Horr, Jackson, Kelly, Kirby of Hamilton, Marriott, Moore, Perkins, Pollard, Pond, Richards, Sinks, Wilkins of Fulton, and Wilkins of Tuscarawas—19.

Those who voted in the negative were—

Messrs. Carran, Creamer, Entrekin, Fleischman, Kirby of Wyandot, O'Hagan, and Van Cleaf—7.

So the bill passed. The title was agreed to.

H. B. No. 548: Making appropriations to meet deficiencies in the appropriations for the Legislature and Decennial Board of Equalization for the year ending February 15, 1881—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 25, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Carran, Cline, Creamer, Eggleston, Entrekin, Fleischmann, Harper, Hartshorn, Hitchcock, Horr, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, O'Hagan, Parker, Perkins, Pollard, Pond, Richards, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—25.

So the bill passed. The title was agreed to.

H. B. No. 546: To provide for deficiencies in the State common school fund, by anticipation of payment thereof by drafts on county treasurers—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered taken, and resulted, yeas 24, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Carran, Cline, Creamer, Eggleston, Entrekin, Fleischmann, Harper, Hartshorn, Hitchcock, Horr, Kelly, Kirby of Hamilton,

Kirby of Wyandot, Marriott, Moore, O'Hagan, Parker, Perkins, Pollard, Pond, Tyler, Van Cleaf, and Wilkins of Tuscarawas—24.

So the bill passed. The title was agreed to.

Bills were introduced and read the first time as follows :

S. B. No. 274—Mr. Fleischmann : To amend sections 5443, 6602, 6606, 6607 and 6612 of the Revised Statutes.

S. B. No. 275—Mr. Van Cleaf : To amend section 66 of the Revised Statutes of Ohio.

S. B. No. 276—Mr. Wilkins of Tuscarawas : To amend section 3283 of the Revised Statutes of Ohio.

Mr. Pond submitted the following report :

The committee on Judiciary, to whom was referred S. B. No. 256 : To amend section 1254 of the Revised Statutes of Ohio—having had the same under consideration, report it back, with following amendments, and recommend its passage, when so amended :

Strike out all after the enacting clause, and insert the following : That section 1255 and 1256 be so amended as to read as follows :

1255. The clerks of the several common pleas, district and superior courts shall make an alphabetical index of the names of all plaintiffs and defendants to pending suits and living judgments, showing thereon in separate columns the names, court, and number of the suit or execution ; and where there is more than one suit or judgment for or against the same party, it shall be sufficient to index the name but once, and make entries opposite thereto of the court and number of the suit or execution.

1256. The index required by the preceding section shall be made up within six months from the passage of this act, and thereafter all new suits shall be so indexed at the time of filing the petition, and all judgments at the time of the rendition, revival, or the filing of a transcript thereof.

SEC. 2. That this act take effect and be in force from and after passage, and that said original sections 1254, 1255 and 1256 be repealed.

F. M. MARRIOTT,	F. B. POND,
LYMAN J. JACKSON,	R. G. RICHARDS.

Said amendments were agreed to.

Said bill was ordered to be engrossed and read the third time to-morrow.

Mr. Pond submitted the following report :

The committee on Judiciary, to whom was referred S. B. No. 263 : To amend section 14 of the Revised Statutes of Ohio—having had the same under consideration, report it back, and recommend its passage.

F. B. POND,	F. M. MARRIOTT,
LYMAN J. JACKSON,	R. G. RICHARDS.

Said bill was ordered to be engrossed and read the third time to-morrow.

Mr. Beebe submitted the following report :

The committee on Finance, to whom was referred S. B. No. 267 : To authorize the township trustees of Steubenville township, Jefferson

county, to transfer certain funds therein named—having had the same under consideration, report it back, and recommend its passage.

D. D. BEEBE,	THOS. M. BEER,
B. EGGLESTON,	B. WILKINS,
P. HITCHCOCK,	C. S. PARKER.

Said bill was ordered to be engrossed and read the third time tomorrow.

Mr. Hartshorn submitted the following report :

The committee on Schools and School Lands, to whom was referred S. J. R. No. 58: Relative to binding the Report of the Commissioner of Common Schools in muslin—having had the same under consideration, report it back, and recommend its adoption.

E. N. HARTSHORN,	A. R. VAN CLEAF,
L. HARPER,	H. E. O'HAGAN.
WM. C. CLINE,	

The question being on the adoption of said resolution, the yeas and nays were ordered, taken, and resulted—yeas 26, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Carlisle, Carran, Cline, Creamer, Eggleston, Fleischmann, Harper, Hartshorn, Hitchcock, Horr, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, O'Hagan, Parker, Perkins, Pond, Richards, Sinks, Tyler, Van Cleaf, and Wilkins of Tuscarawas—26.

So the resolution was adopted.

Mr. Strong submitted the following report :

The committee on Military Affairs, to whom was referred S. B. No. 247: To amend section 1 of an act entitled "an act to authorize the county commissioners of Cuyahoga county to build a monument or memorial tablet commemorative of the deceased soldiers and sailors of said county, and to purchase a site therefor—having had the same under consideration, report it back, and recommend its passage.

L. M. STRONG,	JOHN A. WILKINS,
F. B. POND,	JOHN C. ENTREKIN.
H. B. PERKINS,	

Said bill was ordered to be engrossed and read the third time tomorrow.

Mr. Horr submitted the following report :

The committee on Federal Relations, to whom was referred H. J. R. No. 67: Relative to appointing a joint committee to confer with the Governor—having had the same under consideration, report it back, with following amendments, and recommend its adoption :

Strike out, from the word "house," in line 2, to the words "his Excellency," in line 4, and insert in place thereof the following, viz.: "and three on the part of the Senate, to be appointed to confer with."

R. A. HORR,	M. H. KIRBY,
JOHN C. ENTREKIN,	B. EGGLESTON.
LINDSEY KELLY,	

Said amendments were agreed to.

The question being on the adoption of said resolution, the yeas and nays were ordered, taken, and resulted—yeas 20, nays 3, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Beer, Carran, Cline, Creamer, Eggleston, Entrekin, Hartshorn, Horr, Kirby of Wyandot, Marriott, Moore, O'Hagan, Perkins, Pollard, Pond, Richards, Sinks, Tyler, and Wilkins of Tuscarawas—20.

Those who voted in the negative were—

Messrs. Harper, Parker, and Van Cleaf—3.

So the resolution was adopted.

Mr. Hartshorn offered the following resolution, which was unanimously adopted:

S. R. No. 81: *Resolved*, That we deeply sympathize with Senator D. A. Hollingsworth and wife, in the death of their beloved little boy (which occurred early this morning), and that we extend unto them our kindest regards and sympathy in this their great bereavement; that the Clerk be directed to forward a copy of this resolution to the Senator.

Mr. O'Hagan offered the following resolution, which was adopted:

S. R. No. 82: *Resolved*, That Senate Rule No. 73 be suspended, and that the use of the Senate Chamber be tendered the Hon. John Sherman, United States Senator-elect, for a reception to members of the General Assembly, this Wednesday evening.

On motion of Mr. Harper, the Senate took a recess until ten minutes before 12 o'clock.

ELEVEN O'CLOCK AND FIFTY MINUTES A.M.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has passed the following bill, in which the concurrence of the Senate is requested:

H. B. No. 400—Mr. Walker: To amend section 7240 of the Revised Statutes.

Attest:

D. J. EDWARDS, *Clerk*.

Said bill was read the first time.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The Speaker of the House of Representatives has, in the presence of the House, signed the following bill:

S. B. No. 194: To amend section 4202 of the Revised Statutes of Ohio.

Attest:

D. J. EDWARDS, *Clerk*.

The President of the Senate, in the presence of the Senate, signed said bill.

## MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President :*

The House of Representatives is now ready to meet the Senate in joint convention pursuant to the provisions of

H. J. R. No. 66: Relative to the election of a United States Senator.

Attest :

D. J. EDWARDS, *Clerk*.

The President of the Senate announced that the time had arrived for the Senate to meet the House of Representatives in joint convention, pursuant to H. J. R. No. 66, for the purpose of electing a Senator to represent the State of Ohio in the Congress of the United States, for the term of six years, beginning on the 4th day of March, A.D. 1881.

The officers and members of the Senate then proceeded to the Hall of the House of Representatives.

The House being in session, and the members of the Senate being seated in said Hall, the roll of the Senate was called by the Clerk of the Senate, and 28 Senators answered to their names.

The roll of the House of Representatives was called by the Clerk of the House, and 105 members answered to their names.

So much of the Journal of the Senate of yesterday as records the action of the Senate, in pursuance of said H. J. R. No. 66, was then read by the Clerk of the Senate.

So much of the Journal of the House of Representatives of yesterday as records the action of the House, in pursuance of said resolution, was then read by the Clerk of the House.

It appearing from the recorded action of the Senate and House of Representatives—a majority of all the members of each House being present and voting thereon—that John Sherman had received a majority of all the votes cast in each House, he was declared, by the President of the Senate, elected to the office of Senator in the Congress of the United States, for the constitutional term of six years, beginning on the 4th day of March, A.D. 1881.

The President of the Senate thereupon declared the joint convention dissolved.

The officers and members of the Senate then returned to the Senate Chamber.

On motion of Mr. Richards, the Senate took a recess.

THREE O'CLOCK P.M.

Mr. Pollard submitted the following report :

The joint committee on Enrollment have examined, and found correctly enrolled, the following bill :

H. B. No. 569: To authorize the county commissioners of Henry county, Ohio, to issue bonds to complete and furnish the court house, jail, and sheriff's residence.

GEO. W. MOORE,  
J. K. POLLARD,  
H. R. SMITH,  
JOHN F. LOCKE,

C. R. HARMON.  
W. T. WALLACE,  
J. L. CORYELL,  
JNO. HARDY.



Mr. Van Cleaf offered the following joint resolution :

S. J. R. No. 61: *Be it resolved by the General Assembly of the State of Ohio, That the Adjutant-General, acting as Superintendent of the State House, is hereby directed to remove the portraits of the Governors from the rotunda of the State House to some more suitable place, where they will be better preserved, and more easy of observation.*

On motion of Mr. Van Cleaf, said resolution was referred to the committee on State Buildings.

On motion of Mr. Richards, the Senate adjourned.

Attest :

J. C. DONALDSON, *Clerk.*

THURSDAY, January 20, 1881—10 o'clock A.M.

The Senate met pursuant to adjournment.

Prayer by Rev. Dr. Hutchins.

The Journal was read and approved.

Mr. Pollard presented the petition of W. D. Cherington and 380 other citizens of Jackson, Jackson county, Ohio, praying for a local option law.

Which was referred to the committee on Sanitary Laws and Regulations.

Mr. Van Cleaf submitted the following report :

The committee on Revision has examined, and found correctly engrossed, S. B. Nos. 247, 267, 263, and Sub. for S. B. No. 256.

A. R. VAN CLEAF,  
A. R. CREAMER,  
F. M. MARRIOTT.

Bills were read the second time, and referred as follows :

S. B. No. 27C: To amend section 4081 of the Revised Statutes of Ohio. To committee on Schools.

S. B. No. 271: To amend section 1 of an act to provide compensation for members of county, city, and State boards of equalization, for the equalization of appraisement of real estate appraised in 1880, passed April 15, 1880.

To committee on Municipal Corporations.

S. B. No. 272: To authorize the commissioners of Trumbull county to compromise with the sureties of George B. Kennedy, late auditor of said county.

To committee on Judiciary.

S. B. No. 273: Supplementary to the Revised Statutes of Ohio, title two, chapter one, and to provide for the creation and regulation of safe deposit and trust companies.

To committee on Corporations other than Municipal.

H. B. No. 400: To amend section 7240 of the Revised Statutes of Ohio.

To committee on Judiciary.

S. B. No. 256: To amend section 1254 of the Revised Statutes of Ohio—was read the third time.

On motion of Mr. Sinks, said bill was laid upon the table and ordered printed.

S. B. No. 263: To amend section 14 of the Revised Statutes of Ohio—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 21, nays 6, as follows:

Those who voted in the affirmative were—

Messrs. Cline, Creamer, Eggleston, Entrekin, Fleischmann, Hartshorn, Horr, Jackson, Kirby of Hamilton, Marriott, Moore, O'Hagan, Perkins, Pollard, Pond, Pringle, Richards, Sinks, Tyler, Wilkins of Fulton, and Wilkins of Tuscarawas—21.

Those who voted in the negative were—

Messrs. Harper, Hitchcock, Kirby of Wyandot, Parker, Sullivan, and Van Cleaf—6.

So the bill passed. The title was agreed to.

S. B. No. 267: To authorize the township trustees of Steubenville township, Jefferson county, Ohio, to transfer certain funds therein named—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 26, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Carlisle, Cline, Creamer, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Horr, Jackson, Kirby of Hamilton, Kirby of Wyandot, Moore, O'Hagan, Parker, Perkins, Pollard, Pond, Pringle, Sinks, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—26.

So the bill passed. The title was agreed to.

S. B. No. 247: To amend section 1 of an act entitled "an act to authorize the county commissioners of Cuyahoga county to build a monument or memorial tablet commemorative of the deceased soldiers and sailors of said county, and to purchase a site therefor"—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 27, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Carlisle, Cline, Creamer, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Horr, Jackson, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, O'Hagan, Perkins, Pollard, Pond, Pringle, Richards, Sinks, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—27.

So the bill passed. The title was agreed to.

The following bills were introduced and read the first time:

S. B. No. 277—Mr. Wilkins of Tuscarawas: To authorize and empower the village council of the incorporated village of Coshocton, in the county of Coshocton, Ohio, to transfer certain money from the police fund and right of way fund to the building fund and light fund in said village.

S. B. No. 278—Mr. Fleischmann: To amend section 6939a of the Revised Statutes of Ohio

Mr. Pringle submitted the following report:

The committee on Judiciary, to whom was referred H. B. No. 558:

To amend section 5836 of the Revised Statutes—having had the same under consideration, report it back, and recommend its passage.

F. B. POND,  
F. M. MARRIOTT,  
LYMAN J. JACKSON,

R. G. RICHARDS,  
T. J. PRINGLE.

Said bill was ordered to be read the third time on next Wednesday.

Mr. Marriott submitted the following report :

The committee on Judiciary, to whom was referred S. B. No. 261: To amend section 7246 of the Revised Statutes of Ohio—having had the same under consideration, report it back, with following amendments, and recommend its passage when so amended :

Strike out all after the enacting clause, and insert the following :

“That section 7245, Ohio Laws, vol. 77, 1880, and section 7246 of the Revised Statutes of Ohio be so amended as to read as follows :

“Section 7245. After a copy of the indictment has been served, or opportunity had for receiving the same, as provided in the preceding section, the accused shall be brought into court, and if he is without counsel, and unable to employ any, the court, in all cases of felony shall, and in all cases of misdemeanor may, assign him counsel not exceeding two, who shall have access to the accused at all reasonable hours; but such counsel shall not be a partner in the practice of the law of the attorney having charge of the prosecution, and no partner of the attorney having charge of a prosecution shall be employed by, or conduct the defense of, any person prosecuted as aforesaid.

“Section 7246. Counsel so assigned, as provided in section 7245, shall be paid for their services by the county, and may receive therefor such sum as shall be allowed by the court making said assignment (not exceeding, in any case of homicide, one hundred dollars, and in any other case, not exceeding fifty dollars); and the auditor shall draw his warrant on the treasurer of such county in favor of such counsel for the amount so allowed, on the presentation of the certificate of the clerk of said court, showing said assignment and allowance.

“SEC. 2. Said sections 7245, as amended March 11, 1880, vol. 77, Ohio Laws, page 59, and 7246 are hereby repealed, and this act shall take effect and be in force from and after its passage.”

Said amendments were agreed to.

On motion of Mr. Marriott, said bill was laid upon the table and ordered printed.

Mr. Pond submitted the following report :

The committee on Judiciary, to whom was referred S. B. No. 269: To amend section 108 of the Revised Statutes of Ohio—having had the same under consideration. report it back, and recommend its passage.

F. B. POND,  
F. M. MARRIOTT,  
LYMAN J. JACKSON,

R. G. RICHARDS,  
T. J. PRINGLE.

Said bill was ordered to be engrossed and read the third time on next Wednesday.

Mr. Pond submitted the following report :

The committee on Judiciary, to whom was referred S. B. No. 268: To

amend section 95 of the Revised Statutes of Ohio—having had the same under consideration, report it back, and recommend its passage.

F. B. POND,  
F. M. MARRIOTT,  
LYMAN J. JACKSON,

R. G. RICHARDS,  
T. J. PRINGLE.

Said bill was ordered to be engrossed and read the third time on next Wednesday.

Mr. Pond submitted the following report:

The committee on Judiciary, to whom was referred H. B. No. 511: To authorize the commissioners of Auglaize county to cause certain judicial records to be transcribed, and to declare the effect and authority to be given to certain transcripts of deeds from other counties heretofore made—having had the same under consideration, report it back, and recommend its passage.

F. B. POND,  
F. M. MARRIOTT,  
LYMAN J. JACKSON,

R. J. RICHARDS,  
T. J. PRINGLE.

Said bill was ordered to be engrossed and read the third time next Wednesday.

Mr. Fleischmann submitted the following report:

The committee on Public Printing, to whom was referred H. J. R. No. 75: Relative to printing additional copies of bills—having had the same under consideration, report it back, and recommend its adoption.

CHAS. FLEISCHMANN,  
A. R. VAN CLEAF,

L. HARPER,  
E. N. HARTSHORN.

The question being on the adoption of said resolution, the yeas and nays were ordered, taken, and resulted—yeas 22, nays 1, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Beer, Carran, Cline, Creamer, Eggleston, Entrekin, Fleischmann, Harper, Hartshorn, Horr, Kirby of Hamilton, Moore, Perkins, Pollard, Pond, Richards, Sinks, Sullivan, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—22.

Mr. Kirby of Wyandot voted in the negative.

So the resolution was adopted.

Mr. Hartshorn moved to take S. B. No. 17 from the table.

Which was agreed to.

Mr. Hartshorn moved to refer said bill (S. B. No. 17) to a select committee of one, with instructions to amend as follows:

Strike out all after the word "county," in line 7 to the word "or" in line 14, and substitute the following instead: "And town or township where the lands and tenements are situate, and in case there is no newspaper printed and of general circulation in the county and town or township where said lands and tenements are located, then in a newspaper printed and of general general circulation in the county, and by putting up an advertisement of the same, in five public places in the town or township where said land and tenements are for sale."

Which was agreed to.

The President *pro tem.* appointed Mr. Hartshorn said committee of one, who reported the bill back, amended as instructed.

On motion of Mr. Hartshorn, said bill was laid upon the table and ordered printed.

Mr. Pringle asked and obtained leave to cast his vote for United States Senator.

His name being called, he cast his vote for John Sherman.

On motion of Mr. Tyler, the Senate took a recess.

THREE O'CLOCK P.M.

The President *pro tem.* appointed on the committee on the part of the Senate, under H. J. R. No. 67, Messrs. Beer, Carran, and Wilkins of Tuscarawas.

On motion of Mr. Creamer, the Senate took a recess until to-morrow morning at 8 o'clock a.m.

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FRIDAY, January 21, 1881—8 o'clock A.M.

The Senate met pursuant to recess.

The President *pro tem.* ordered that the Journal of yesterday be read.

The Journal was then read and approved.

On motion of Mr. Hartshorn, the Senate adjourned, and under S. R. No. 77, stands adjourned until next Tuesday at 3 o'clock p.m.

Attest :

J. C. DONALDSON, *Clerk.*

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TUESDAY, JANUARY 25, 1881—3 o'clock P.M.

The Senate met pursuant to adjournment.

The Journal was read and approved.

Mr. Van Cleaf asked and obtained indefinite leave of absence for Mr. Tyler.

Mr. Carlisle asked and obtained leave of absence for Mr. Jackson.

Mr. Pond presented the memorial of the Bar Association of the State of Ohio, relating to the relief of the Supreme Court of the State, and expedite the transaction of business therein.

On motion of Mr. Pond, said memorial was laid on the table and ordered printed.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President :*

The House of Representatives has concurred in the adoption of the following joint resolution :

S. J. R. No. 50: To admit the children of David I. Devor into the Soldiers' and Sailors' Orphans' Home—with the following amendments, in which the concurrence of the Senate is requested :

At the close of the resolution add the following: "When it can be done without injustice to other applicants for admission to the Soldiers' and Sailors' Orphans' Home."

Attest:

D. J. EDWARDS, *Clerk*.

On motion of Mr. Sinks, the resolution and pending amendments were laid upon the table.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has passed the following bills, in which the concurrence of the Senate is requested:

H. B. No. 572—Mr. Moore of Washington: To amend sections 6445 and 6446 of the Revised Statutes.

Sub. for H. B. No. 210—Mr. Dial: To provide for the election of members of the board of education in certain cities.

H. B. No. 523—Mr. Koons: To enable the treasurer of Knox county to refund certain taxes.

H. B. No. 550—Mr. Cole: To provide for the issue and payment of bonds by the commissioners of Scioto county, Ohio, to meet and provide for a deficiency in the county current fund.

H. B. No. 547—Mr. Scott of Warren: Making appropriations for the support of common schools.

S. B. No. 320—Mr. Stubbs: To amend sections 6044, 7032, and 7033 of the Revised Statutes of Ohio.

Attest:

D. J. EDWARDS, *Clerk*.

Said bills were read the first time.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The Speaker of the House of Representatives has, in the presence of the House, signed the following bill:

H. B. No. 569—Mr. Groschner: To authorize the county commissioners of Henry county, Ohio, to issue bonds to complete and furnish the court house, jail, and sheriff's residence.

Attest:

D. J. EDWARDS, *Clerk*.

The President *pro tem.* of the Senate, in the presence of the Senate, signed said bill.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has reconsidered the vote by which H. B. No. 572—Mr. Moore of Washington: To amend section 6445 and 6446 of the Revised Statutes—was passed, and requests its return to this body.

Attest:

D. J. EDWARDS, *Clerk*.

On motion of Mr. Van Cleaf, the request of the House was acceded to.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The following bills have been introduced in the House of Representatives and read the first time:

H. B. No. 624—Mr. Scott of Warren: Amending sections 56, 338 and 339 of the Revised Statutes.

H. B. No. 625—Mr. Walker: To amend section 4889 of the Revised Statutes.

H. B. No. 626—Mr. Carlisle: Supplementary to an act relating to incorporated villages which, by the federal census, may have a population of 1087, as amended April 16, A.D. 1879, sections 8356 and 8367, Revised Statutes of Ohio, and an act supplementary thereto, passed March 30, 1880. (Vol. 79, p. 91, Laws of Ohio.)

H. B. No. 627—Mr. Clement: To amend section 2830 of the Revised Statutes, providing for planting shade trees along the highways.

H. B. No. 628—Mr. Stryker: Supplementary to section 3176 of the Revised Statutes of Ohio.

H. B. No. 629—Mr. Holloway: To amend section 6564 of the Revised Statutes.

Attest:

D. J. EDWARDS, *Clerk.*

Mr. Pollard submitted the following report:

The joint committee on Enrollment have examined, and found correctly enrolled, the following bills:

H. B. No. 146: To amend section 5176 of the Revised Statutes of Ohio.

H. B. No. 215: To amend section 6848 of the Revised Statutes.

H. B. No. 546: To provide for deficiencies in State common school fund by anticipation of payment thereof by drafts on county treasurers.

H. B. No. 548: Making appropriations to meet deficiencies in the appropriations for the Legislature and Decennial Board of Equalization, for the year ending February 15, 1881.

GEO. W. MOORE,	JOHN F. LOCKE,
J. K. POLLARD,	JNO. HARDY,
H. R. SMITH,	W. T. WALLACE.
C. R. HARMON,	

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The Speaker of the House of Representatives has, in the presence of the House, signed the following bills:

H. B. No. 146: To amend section 5176 of the Revised Statutes of Ohio.

H. B. No. 215: To amend section 6845 of the Revised Statutes.

H. B. No. 546: To provide for deficiencies in State common school fund, by anticipation of payment thereof by drafts on county treasurers.

H. B. No. 548: Making appropriations to meet deficiencies in the appropriations for the Legislature and Decennial Board of Equalization, for the year ending February 15, 1881.

Attest:

D. J. EDWARDS, *Clerk*.

The President *pro tem.* of the Senate, in presence of the Senate, signed said bills.

Bills were read the second time, and referred as follows:

S. B. No. 274: To amend sections 5443, 6602, 6606, 6607 and 6612 of the Revised Statutes.

To committee on Judiciary.

S. B. No. 275: To amend section 66 of the Revised Statutes of Ohio.

To committee on Public Printing.

S. B. No. 276: To amend section 3283 of the Revised Statutes of Ohio.

To committee on Public Works and Public Lands.

S. B. No. 277: To authorize and empower the village council of the incorporated village of Coshocton, in the county of Coshocton, Ohio, to transfer certain money from the police fund and right of way fund to the building fund and light fund in said village.

To committee on Municipal Corporations

S. B. No. 278: To amend section 6939a of the Revised Statutes of Ohio.

To committee on Corporations other than Municipal.

The following bills were introduced and read the first time:

S. B. No. 279—Mr. Moore: To amend section 1448 of the Revised Statutes.

S. B. No. 280—Mr. Hartshorn: Amendatory of and supplementary to section 6856 of the Revised Statutes of Ohio, making the attempt to steal from the person of another unlawful and punishable.

Mr. Van Cleaf moved to take from the table H. B. No. 318.

Which was agreed to.

Mr. Van Cleaf moved that the Senate insist on its amendments, and ask a for third committee of Conference.

Which was agreed to.

On motion of Mr. Van Cleaf, the Senate adjourned.

Attest:

J. C. DONALDSON, *Clerk*.

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WEDNESDAY, January 26, 1881—10 o'clock A.M.

The Senate met pursuant to adjournment.

Prayer by Rev. J. C. Jackson.

The Journal was read and approved.

Mr. Pollard presented the petition of Joseph Nichols and 100 other citizens of Jackson county, Ohio, praying for a local option law.

Which was referred to the committee on Sanitary Laws and Regulations.

Mr. Strong presented the memorial of a meeting of citizens of Logan county, asking for the passage of H. B. No. 320, by Mr. Stubbs.

Which was referred to the committee on Judiciary.



Bills were read the second time, and referred as follows :

Sub. for H. B. No. 210: To provide for the election of members of the board of education.

To committee on Schools and School Lands.

H. B. No. 320: To amend sections 6944, 7032, and 7033 of the Revised Statutes of Ohio

To committee on Judiciary.

H. B. No. 523: To enable the treasurer of Knox county to refund certain taxes.

To committee on Judiciary.

H. B. No. 547: Making appropriations for the support of common schools.

To committee on Finance.

H. B. No. 550: To provide for the issue and payment of bonds by the commissioners of Scioto county, Ohio, to meet and provide for a deficiency in the county current fund.

To committee on Roads and Highways.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President :*

The following bills have been introduced in the House of Representatives, and read the first time :

H. B. No. 643—Mr. Scott of Warren: Making appropriations to pay the principal and interest on the public debt, and expenses of the Commissioners of the Sinking Fund.

H. B. No. 644—Mr. Scott of Warren: Reimbursing the sinking fund for moneys temporarily transferred to the General Revenue and Asylum Fund.

H. B. No. 645—Mr. Price: Authorizing certain counties to build railroads, and to lease or operate the same.

H. B. No. 616—Mr. Carlisle: Supplementary to the act relating to incorporated villages which by the federal census of 1870 had, and which by any subsequent federal census may have, a population of 1087, as amended April 16, A. D. 1879 (Revised Statutes of Ohio, sections 8356, 8367), an act supplementary thereto, passed March 30, A. D. 1880 (vol. 77, page 91, Ohio Laws)

H. B. No. 647—Mr. Groom: For the relief of Job N. Evans.

H. B. No. 648—Mr. Kerr: To distribute the surplus dog tax in Columbiana county.

H. B. No. 649—Mr. Stubbs: To transfer funds from the dog tax fund to the Preble County Agricultural Society.

H. B. No. 650—Mr. Covert: To permit councils of municipal corporations to levy a tax upon the traffic in intoxicating liquors.

H. B. No. 651—Mr. Scott of Warren: To amend section 137 of the Revised Statutes.

H. B. No. 652—Mr. Howard: To authorize the county commissioners of Lucas county to issue bonds.

H. B. No. 653—Mr. Porter: Supplementary to an act entitled "an act to authorize certain municipal corporations to construct machine shops and issue bonds therefor," passed April 13, 1880 (Ohio Laws, volume 77, page 193.)

H. B. No. 654—Mr. Howard: To amend sections 3108 and 4106, and to repeal section 4107 of the Revised Statutes of Ohio, so as to authorize married women to convey and make contracts as to their respective estates, the same as *feme sole*.

H. B. No. 655—Mr. Decker: To authorize the commissioners of Seneca county, Ohio, to transfer funds from tax on dogs to Seneca County Agricultural Society, to pay its indebtedness, and to improve and add to its grounds.

H. B. No. 656—Mr. Groom: To provide for the punishment of certain offenses therein named.

H. B. No. 657—Mr. Dial: To amend section 714 of the Revised Statutes.

Attest:

D. J. EDWARDS, *Clerk*.

Mr. Pond asked and obtained indefinite leave of absence for Mr. Pringle.

Mr. Pond asked and obtained leave of absence for one day for Mr. Perkins.

The President *pro tem*. read a telegram from Mr. Mounts, stating that he was unable to be present on account of sickness, and asked indefinite leave of absence, which was granted.

H. B. No. 511: To authorize the commissioners of Auglaize county to cause certain judicial records to be transcribed, and to declare the effect and authority to be given to certain transcripts of deeds from other counties heretofore made—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 19, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Cline, Creamer, Eggleston, Fleischmann, Harper, Harts-horn, Horr, Kirby of Hamilton, Kirby of Wyandot, Moore, Pollard, Pond, Richards, Sinks, Strong, Sullivan, Van Cleaf, and Wilkins of Fulton—19.

So the bill passed. The title was agreed to.

H. B. No. 558: To amend section 5836 of the Revised Statutes—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 19, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Cline, Creamer, Eggleston, Fleischmann, Harper, Harts-horn, Horr, Kirby of Hamilton, Kirby of Wyandot, Moore, Pollard, Pond, Richards, Sinks, Strong, Sullivan, Van Cleaf, and Wilkins of Fulton—19.

So the bill passed. The title was agreed to.

The following communication was received from the Governor:

STATE OF OHIO, EXECUTIVE DEPARTMENT,

COLUMBUS, January 19, 1881.

To the Senate:

On the 5th inst. I transmitted to the Senate a message announcing that on the 23d day of April, 1880, I had appointed George A. Boerstler,

of Fairfield county, subject to the advice and consent of the Senate, to be a Trustee of the Athens Asylum for the Insane. Having since learned that the name of the appointee is George W. Boerstler, I have the honor to request permission to recall the message.

Very respectfully,

CHARLES FOSTER, *Governor.*

On motion of Mr. Eggleston, the request of the Governor was acceded to.

The following communication was received from the Governor:

STATE OF OHIO, EXECUTIVE DEPARTMENT,

COLUMBUS, January 19, 1881.

*To the Senate:*

I have the honor to advise you that on the 23d day of April, 1880, I appointed George W. Boerstler, of Fairfield county, subject to the advice and consent of the Senate, to be a Trustee of the Athens Asylum for the Insane, for the unexpired term ending April 14, 1883, to fill the vacancy caused by the declination of Philemon B. Ewing, of the same county, to accept the office.

Very respectfully,

CHARLES FOSTER, *Governor.*

The question being on advising and consenting to said appointment, the yeas and nays were ordered, taken, and resulted—yeas 19, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Cline, Creamer, Eggleston, Fleischmann, Harper, Harts-horn, Horr, Kirby of Hamilton, Kirby of Wyandot, Moore, Pollard, Pond, Richards, Sinks, Strong, Sullivan, Van Cleaf, and Wilkins of Fulton—19.

So the Senate advised and consented to said appointment.

Mr. Eggleston submitted the following report:

The committee on Municipal Corporations, to whom was referred S. B. No. 271: To amend section 1 of an act to provide compensation to county, city, and State boards of equalization of real estate appraised in 1880, passed April 15, 1880—having had the same under consideration, report it back, and recommend its passage.

B. EGGLESTON,

CHARLES FLEISCHMANN,

THOMAS J. CARRAN,

A. R. VAN CLEAF.

H. E. O'HAGAN,

Said report was agreed to.

Said bill was ordered to be engrossed, and read the third time to-morrow.

Mr. Van Cleaf submitted the following report:

The committee on Municipal Corporations, to whom was referred H. B. No. 170: To amend sections 994, 995, 997, 1002 and 1012 of the

Revised Statutes of Ohio—having had the same under consideration, report it back, and recommend its passage.

A. R. VAN CLEAF, CHAS. FLEISCHMANN,  
P. HITCHCOCK, B. EGGLESTON.

Said report was agreed to.

Said bill was ordered to be engrossed, and read the third time to-morrow.

Mr. Pond offered the following joint resolution:

S. J. R. No. 62: *Resolved by the General Assembly of the State of Ohio,* That there be printed for the use of the Senate and House of Representatives, five hundred additional copies of the memorial of the State Bar Association, presented on yesterday, relating to the reorganization of the Supreme Court, etc

The question being on the adoption of said resolution, the yeas and nays were ordered, taken, and resulted—yeas 18, nays 1, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Cline, Creamer, Eggleston, Fleischmann, Harper, Harts-horn, Kirby of Hamilton, Kirby of Wyandot, Moore, Pollard, Pond, Richards, Sinks, Strong, Sullivan, Van Cleaf, and Wilkins of Fulton—18.

Mr. Horr voted in the negative.

So the resolution, having failed to receive a constitutional majority, was lost.

Mr. Creamer moved that the vote by which S. J. R. No. 62 was lost, be reconsidered.

Which was agreed to.

On motion of Mr. Creamer, said resolution was laid upon the table.

On motion of Mr. Van Cleaf, the Senate took a recess.

THREE O'CLOCK P. M.

Mr. Van Cleaf submitted the following report:

The committee on Revision has examined, and found correctly engrossed, S. B. No. 268, S. B. No. 269, and S. B. No. 271.

A. R. VAN CLEAF,  
• A. R. CREAMER,  
E. N. HARTSHORN.

Mr. Eggleston presented the petition of H. C. Holabird, and 750 other citizens of Hamilton county, in favor of a railroad on the berme bank of the canal, as granted by the Board of Public Works to the Cincinnati Central Railway Company.

Which was referred to the committee on Public Works and Public Lands.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has adopted the following joint resolution, in which the concurrence of the Senate is requested:

H. J. R. No 77—Mr Groom: Relating to the admission of Hattie E. Clifford into the Central Asylum for the Insane.

Attest:

D. J. EDWARDS, *Clerk.*

On motion of Mr. Pond, said resolution was referred to the committee on Benevolent Institutions.

Mr. Eggleston moved that the rules be dispensed with for the purpose of introducing a bill.

Which was agreed to.

Mr. Eggleston introduced the following bill:

S. B. No. 281: To authorize the issue of bonds by cities of the first grade of the first class for city infirmary purposes.

Mr. Sinks, under suspension of the rules, introduced the following bill:

S. B. No. 282: To amend section 654 of the Revised Statutes.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has passed the following bill, in which the concurrence of the Senate is requested:

H. B. No. 470—Mr. Greene: Supplementary to section 4403 of the Revised Statutes of Ohio.

Attest:

D. J. EDWARDS, *Clerk.*

Said bill was read the first time.

S. B. No. 268: To amend section 95 of the Revised Statutes of Ohio—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 23, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Beer, Carran, Cline, Creamer, Fleischmann, Harper, Hartshorn, Horr, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Perkins, Pollard, Pond, Richards, Sinks, Strong, Sullivan, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—23.

So the bill passed. The title was agreed to.

S. B. No. 269: To amend section 108 of the Revised Statutes of Ohio—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 24, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Beer, Carlisle, Carran, Cline, Creamer, Eggleston, Fleischmann, Harper, Hartshorn, Horr, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Perkins, Pond, Richards, Sinks, Strong, Sullivan, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—24.

So the bill passed. The title was agreed to.

Mr. Fleischmann offered the following joint resolution:

S. J. R. No. 63: *Be it resolved by the General Assembly of the State of Ohio,* That the Adjutant-General be and he is hereby requested to report, at an early date, to the General Assembly, his action upon S. J. R. No. 47.

The question being on the adoption of said and nays were ordered, taken, and resulted—yeas 22, nays 3, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Beer, Carlisle, Carran, Cline, Creamer, Eggleston, Fleischmann, Harper, Hartshorn, Kirby of Hamilton, Kirby of Wyandot,

dot, Marriott, Moore, Pollard, Pond, Richards, Sinks, Sullivan, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—22.

Those who voted in the negative were—

Messrs. Horr, Perkins, and Strong—3.

So the resolution was adopted.

Mr. Moore moved to take from the table S. J. R. No. 50.

Which was agreed to.

The question being on agreeing to House amendments to said S. J. R. No. 50.

Mr. Pond moved to amend the House amendment as follows:

Add at the end of House amendment, as follows: "Whose application was made previous to the original application for their children."

Mr. Horr moved to amend the amendment as follows: "And that the superintendent of said home is required to make room for these children by discharging from said institution children from that county which may have the largest number of children in excess of its legal quota in said institution."

Mr. Horr asked leave to withdraw his amendment.

Which was agreed to.

Mr. Pond asked leave to withdraw his amendment.

Which was agreed to.

The question then being on concurring in said House amendments, the yeas and nays were ordered, taken, and resulted—yeas none, nays 23, as follows:

Those who voted in the negative were—

Messrs. Beebe, Beer, Carlisle, Cline, Creamer, Eggleston, Harper, Harts-horn, Horr, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Perkins, Pollard, Pond, Richards, Sinks, Strong, Sullivan, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—23.

So the Senate refused to concur in said amendments.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has passed the following bill, in which the concurrence of the Senate is requested:

H. B. No. 639—Mr. Scott of Warren: Relating to agricultural fair grounds.

Attest:

D. J. EDWARDS, *Clerk*.

Said bill was read the first time.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The Speaker of the House of Representatives has, in the presence of the House, signed the following joint resolutions:

E. J. R. No. 67: Arranging to attend the inaugural of General Garfield.

H. J. R. No. 75: Providing for the printing of extra copies of H. B. Nos. 521 and 543.

Attest:

D. J. EDWARDS, *Clerk.*

The President *pro tem.* of the Senate, in the presence of the Senate, signed said joint resolutions.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has passed the following bills, in which the concurrence of the Senate is requested:

H. B. No. 234—Mr. Howard: To amend section 2303 of the Revised Statutes.

H. B. No. 524—Mr. Koons: To repeal an act entitled an act to authorize the trustees of the several townships of Knox county to levy a tax to improve public roads.

Attest:

D. J. EDWARDS, *Clerk.*

Said bills were read the first time.

Mr. Marriott moved to take from the table Sub. for S. B. No. 261.

Which was agreed to.

Said bill was ordered to be engrossed and read the third time to-morrow.

Mr. Creamer moved to take from the table S. J. R. No. 62.

Which was agreed to.

Mr. Van Cleaf moved to refer said resolution to the committee on Printing.

Which was disagreed to.

The question being on the adoption of said resolution, the yeas and nays were ordered, taken, and resulted—yeas 22, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Beer, Carlisle, Carran, Cline, Creamer, Eggleston, Hartshorn, Horr, Kirby of Wyandot, Marriott, Moore, Perkins, Pollard, Pond, Richards, Sinks, Strong, Sullivan, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—22.

So the resolution was adopted.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has passed the following bill, in which the concurrence of the Senate is requested:

H. B. No. 520—Mr. Hill of Hamilton: To provide an additional sum to complete and further improve fair grounds for the use of county agricultural associations.

Attest:

D. J. EDWARDS, *Clerk.*

Said bill was read the first time.

On motion of Mr. Sullivan, the Senate adjourned.

Attest:

J. C. DONALDSON, *Clerk.*

THURSDAY, *January* 27, 1881—10 o'clock A.M.

The Senate met pursuant to adjournment.

Prayer by Rev. J. C. Jackson.

The Journal was read and approved.

Mr. Hitchcock presented the petition of J. B. Clark, Mayor of Oberlin, and James H. Fairchild, President, and others, Professors of Oberlin College, asking the passage of "Stubbs Sunday bill."

Which was referred to the committee on Judiciary.

Mr. O'Hagan presented the petition of Rev. J. Strong and 170 other citizens of Erie county, praying for the passage of Sunday bill.

Which was referred to the committee on Judiciary.

Mr. Moore presented the petition of J. B. Martin and 82 other citizens of Darke county, for the passage of a law to prevent the killing and destruction of quails in this State.

Which was referred to the committee on Fish Culture and Game.

Bills were read the second time, and referred as follows:

S. B. No. 279: To amend section 1448 of the Revised Statutes.

To committee on Privileges and Elections.

S. B. No. 280: Amendatory of and supplementary to section 6856 of the Revised Statutes of Ohio, making the attempt to steal from the person of another unlawful and punishable.

To committee on Judiciary.

H. B. No. 234: To amend section 2303 of the Revised Statutes.

To committee on Municipal Corporations.

H. B. No. 470: Supplementary to section 4403 of the Revised Statutes of Ohio.

To committee on Medical Colleges and Societies.

H. B. No. 520: To provide an additional sum to complete and further improve fair grounds for the use of county agricultural associations.

To committee on Agriculture.

H. B. No. 524: To repeal an act entitled "an act to authorize the trustees of the several townships of Knox county to levy a tax to improve public roads."

To committee on Roads and Highways.

H. B. No. 639: Relating to agricultural fair grounds—was read the second time.

Mr. Van Cleaf moved that the constitutional rule requiring bills to be read on three different days be dispensed with, that H. B. No. 639 may be read the third time.

On which motion the yeas and nays were taken, and resulted—yeas 28, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Beer, Carran, Cline, Creamer, Eggleston, Entrekin, Fleischmann, Harper, Hartshorn, Hitchcock, Horr, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, O'Hagan, Parker, Perkins, Pollard, Pond, Richards, Sinks, Strong, Sullivan, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—28.

So the constitutional rule was dispensed with, and the bill was read the third time.



The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 25, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Beer, Carran, Cline, Creamer, Eggleston, Entrekin, Fleischmann, Harper, Hartshorn, Kirby of Wyandot, Marriott, Moore, O'Hagan, Parker, Perkins, Pollard, Pond, Richards, Sinks, Strong, Sullivan, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—25.

So the bill passed. The title was agreed to.

H. B. No. 170: To amend sections 994, 995, 997, 1002, and 1012 of the Revised Statutes of Ohio—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 25, nays 1, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Beer, Carran, Cline, Creamer, Eggleston, Fleischmann, Harper, Hartshorn, Hitchcock, Horr, Kirby of Hamilton, Kirby of Wyandot, Moore, O'Hagan, Perkins, Pollard, Pond, Richards, Sinks, Strong, Sullivan, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—25.

Mr. Parker voted in the negative.

So the bill passed. The title was agreed to.

S. B. No. 271: To amend section 1 of an act to provide compensation for members of county, city, and State boards of equalization, for the equalization of appraisement of real estate appraised in 1880, passed April 15, 1880—was read the third time.

Mr. Pond moved to refer said bill (S. B. No. 271) to a select committee of one, with instructions to amend as follows:

Strike out all after the word "county," in line 8, to the word "each," in line 9.

Which was agreed to.

The President *pro tem.* appointed Mr. Pond as such committee, who reported the bill back amended as instructed.

Mr. Kirby of Hamilton moved to lay the bill upon the table.

On which motion the yeas and nays were demanded, taken, and resulted—yeas 11, nays 12, as follows:

Those who voted in the affirmative were—

Messrs. Cline, Harper, Hartshorn, Horr, Kirby of Hamilton, Kirby of Wyandot, Moore, Parker, Pollard, Sinks, and Strong—11.

Those who voted in the negative were—

Messrs. Carran, Creamer, Eggleston, Fleischmann, Hitchcock, Marriott, O'Hagan, Perkins, Pond, Richards, Van Cleaf, and Wilkins of Fulton—12.

So the motion was disagreed to.

Mr. Hartshorn moved that further consideration of said bill be postponed until next Wednesday.

On which motion the yeas and nays were demanded, taken, and resulted—yeas 13, nays 12, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Beer, Cline, Eggleston, Harper, Hartshorn, Horr, Kirby of Hamilton, Marriott, Moore, Pollard, Richards, and Van Cleaf—13.

Those who voted in the negative were—

Messrs. Carran, Creamer, Fleischman, Hitchcock, Kirby of Wyandot, O'Hagan, Parker, Perkins, Sinks, Strong, Sullivan, and Wilkins of Tuscarawas—12.

So the motion was agreed to.

Mr. Van Cleaf submitted the following report:

The committee on Revision has examined, and found correctly engrossed, Sub. for S. B. No. 261.

A. R. VAN CLEAF,  
F. M. MARRIOTT,  
E. N. HARTSHORN.

Sub. for S. B. No. 261: To amend sections 7245 and 7246 of the Revised Statutes—was read the third time.

Mr. Strong moved to refer said bill (Sub. for S. B. No. 261) to a select committee of one, with instructions to amend as follows:

By inserting between the word "assigned" and the word "as," in the first line of section 7246, being the thirteenth line of said bill, the words "in cases of felony."

Mr. Hartshorn moved that the Senate take a recess.

Which was disagreed to.

The question recurring on the motion to refer to a select committee of one, with instructions to amend, it was disagreed to.

Mr. Hitchcock moved to refer said bill (S. B. No. 261) to a select committee of one, with instructions to amend as follows:

Strike out, after "therefor," in line 14, to and including "assignment," in line 15, and after the second "and," in line 16, insert "upon the approval of his account therefor by the county commissioners."

Mr. Beer moved that the Senate take a recess.

Which was agreed to.

### THREE O'CLOCK P.M.

The question recurring on the motion to refer S. B. No. 261 to a select committee of one, with instructions to amend, Mr. Hitchcock asked leave to withdraw his amendment.

Which was agreed to.

Mr. Creamer moved to refer said bill (S. B. No. 261) to a select committee of one, with instructions to amend as follows:

By inserting in the fifteenth line thereof, after the word "assignment," the following: "To be approved by the county commissioners."

Which was agreed to.

The President *pro tem.* appointed Mr. Creamer such committee, who reported the bill back, amended as instructed.

Mr. Sinks moved to refer said bill (S. B. No. 261) to a select committee of one, with instructions to amend as follows:

Insert in line 4, section 7245, after the word "indictment," the words "or information."

Which was agreed to.

The President *pro tem.* appointed Mr. Sinks such committee, who reported the bill back amended as instructed.

Mr. Hitchcock moved to refer said bill (S. B. No. 261) to a select committee of one, with instructions to amend as follows:

After the word "allowed," in line 18, the words "and approved."

Which was agreed to.

The President *pro tem.* appointed Mr. Hitchcock as such committee, who reported the bill back amended as instructed.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 22, nays 3, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Beer, Creamer, Eggleston, Harper, Hartshorn, Hitchcock, Horr, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, O'Hagan, Parker, Perkins, Pollard, Pond, Richards, Sinks, Sullivan, Wilkins of Fulton, and Wilkins of Tuscarawas—22.

Those who voted in the negative were—

Messrs. Cline, Strong, and Van Cleaf—3.

So the bill passed. The title was agreed to.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has passed the following bill, in which the concurrence of the Senate is requested:

H. B. No. 632—Mr. Cochran: To authorize the commissioners of Brown county to redeem the unpaid bonds issued for the construction of the "Ripley and Straight Creek" free turnpike improvement in said county, to issue bonds, and to levy a tax for the payment of the same, and to equalize the assessments on said road.

Attest:

D. J. EDWARDS, *Clerk*.

Said bill was read the first time.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The following bills have been introduced in the House of Representatives, and read the first time:

H. B. No. 658—Mr. Marsh: Supplementary to chapter 4, title 1, part 4, of the Revised Statutes.

H. B. No. 659—Mr. Greene: To amend section 1310 of the Revised Statutes.

H. B. No. 660—Mr. Ward: To amend section 5170 of the Revised Statutes.

H. B. No. 661—Mr. Bloom: To amend section 3621 of the Revised Statutes.

H. B. 662—Mr. Robinson: To authorize the council of the village of Marysville to issue bonds to pay for a steam fire engine.

H. B. No. 663—Mr. Howard: To amend sections 2328, 2329, 2330 and 2333 of the Revised Statutes.

H. B. No. 664—Mr. Hill of Hamilton (by request): To amend section 3479 of the Revised Statutes.

H. B. No. 665—Mr. Hill of Hamilton: To amend section 3240 of the Revised Statutes.

H. B. No. 666—Mr. Jones: To amend section 1692 of the Revised Statutes.

Attest:

D. J. EDWARDS, *Clerk*.

Thursday, January 27, 1881.

## MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives insists upon its amendments to S. J. R. No. 50: To admit the children of David I. Devor into the Soldiers' and Sailors' Orphans' Home, at Xenia, Ohio—and asks for a committee of Conference.

Attest:

D. J. EDWARDS, *Clerk.*

Mr. Moore moved that the request of the House be acceded to.

Which was agreed to.

The President *pro tem.* appointed on such committee, Messrs. Moore, Perkins, and Beebe.

## MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has passed the following bills, in which the concurrence of the Senate is requested:

H. B. No. 526—Mr. Groschner: To authorize the board of education of Napoleon, Henry county, to issue bonds for the redemption of other bonds.

H. B. No. 570—Mr. Greiner: To amend section 301 of the Revised Statutes.

Attest:

D. J. EDWARDS, *Clerk.*

Said bills were read the first time.

## MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has passed the following bill, in which the concurrence of the Senate is requested:

H. B. No. 573—Mr. Reed of Trumbull: To amend section 4721 of the Revised Statutes of Ohio.

Attest:

D. J. EDWARDS, *Clerk.*

Said bill was read the first time.

## MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has adopted the following joint resolutions, in which the concurrence of the Senate is requested:

H. J. R. No. 83—Mr. Scott of Warren: Directing the Supervisor of Public Printing to omit certain reports from the forthcoming volume of Executive Documents.

H. J. R. No. 84—Mr. Robinson: Providing for the sale of old books in the packing room of the State House.

Attest:

D. J. EDWARDS, *Clerk.*

On motion of Mr. Hitchcock, said H. J. R. No. 83 was referred to the committee on Public Printing.

On motion of Mr. Beer, said H. J. R. No. 84 was referred to the committee on Claims.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has concurred in the adoption of the following joint resolutions:

S. J. R. No. 60: Providing for printing 16,000 additional copies of the Report of Secretary of State for 1880.

S. J. R. No. 58: Relative to binding the Report of the Commissioner of Common Schools.

Attest:

D. J. EDWARDS, *Clerk*.

The following bills were introduced and read the first time:

S. B. No. 283—Mr. Van Cleaf: Supplementary to chapter 2, title 3, part 4, of the Revised Statutes of Ohio.

S. B. No. 284—Mr. Marriott: To authorize certain municipal corporations to purchase or construct machine shops and issue bonds therefor.

S. B. No. 285—Mr. Creamer: To provide for the appointment of special policemen in State public institutions.

Mr. Pond submitted the following report:

The committee on Judiciary, to whom was referred S. B. No. 272: To authorize the commissioners of Trumbull county to compromise with the sureties of George B. Kennedy, late auditor of said county—having had the same under consideration, report it back, and recommend its passage.

F. B. POND,  
F. M. MARRIOTT,  
R. G. RICHARDS.

Said bill was ordered to be engrossed, and read the third time to-morrow.

Mr. Pond submitted the following report:

The committee on Judiciary, to whom was referred H. B. No. 528: To enable the treasurer of Knox county to refund certain taxes—having had the same under consideration, report it back, and recommend its passage.

F. B. POND,  
R. G. RICHARDS,  
F. M. MARRIOTT.

Said bill was read the third time.

The question then being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 25, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Beer, Cline, Creamer, Eggleston, Harper, Hartshorn, Hitchcock, Horr, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, O'Hagan, Parker, Perkins, Pollard, Pond, Richards, Sinks, Strong, Sullivan, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—25.

So the bill passed. The title was agreed to.

Mr. Fleischmann submitted the following report:

The committee on Corporations other than Municipal, to whom was

referred S. B. No. 278: To amend section 6939a of the Revised Statutes of Ohio—having had the same under consideration, report it back, without recommendation.

B. WILKINS,	H. B. PERKINS,
THOS. J. CARRAN,	CHAS. FLEISCHMANN.
R. A. HORB,	

Said bill was ordered to be engrossed, and read the third time Thursday next.

Mr. Hartshorn submitted the following report:

The committee on Schools and School Lands, to whom was referred S. B. No. 270: To amend section 4081 of the Revised Statutes of Ohio—having had the same under consideration, report it back, with following amendments, and recommend its passage, when so amended:

Strike out all after the word "has," in line 8, to the word "taught," in line 9.

After "schools," in line 18, insert the following: "Section 4084. The provisions of this chapter relating to boards of examiners for city districts of the first class, shall be applicable to such boards for city districts of the second class and village districts having a population not less than twenty-five hundred, except that such boards shall consist of three members, and except also, that the examiners' fees shall be disposed of and statements filed with the county auditor, as provided in section 4072, in all such districts not covered by the provisions of section 4093."

Insert, instead of section 2, the following: "Section 2. That sections 4081 and 4084 of the Revised Statutes of Ohio be and are hereby repealed, and this act shall take effect and be in force from and after its passage."

E. N. HARTSHORN,	A. R. VAN CLEAF,
W. C. CLINE,	THOS. M. BEER.
L. HARPER,	

Said amendments were agreed to.

Said bill was ordered to be engrossed and read the third time tomorrow.

Mr. Hitchcock submitted the following report:

The committee on Benevolent Institutions, to whom was referred H. J. R. No. 77: Relating to the admission of Hattie E. Clifford into the Central Asylum for the Insane—having had the same under consideration, report it back, and recommend its adoption.

P. HITCHCOCK,	A. R. VAN CLEAF,
D. D. BEEBE,	JOHN A. WILKINS.
R. A. HORB,	

The question being on the adoption of said resolution, the yeas and nays were ordered, taken, and resulted—yeas 21, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Beer, Carran, Cline, Creamer, Eggleston, Harper, Hartshorn, Hitchcock, Horr, Kirby of Wyandot, Marriott, Moore, O'Hagan, Parker, Perkins, Pollard, Richards, Sinks, Van Cleaf, and Wilkins of Fulton—21.

So the resolution was adopted.

Mr. Pollard submitted the following report:

The joint committee on Enrollment have examined, and found correctly enrolled, the following joint resolutions:

H. J. R. No. 75: Providing for the printing of extra copies of H. B. Nos. 521 and 543.

H. J. R. No. 67: Arranging to attend the inauguration of General Garfield.

J. K. POLLARD,	H. R. SMITH,
L. M. STRONG,	W. T. WALLACE,
GEO. W. MOORE,	JNO. HARDY.

Mr. Sinks moved that Sub. for S. B. No. 256 be taken from the table.

Which was agreed to.

On motion of Mr. Sinks, said bill was ordered to be engrossed and placed on the calendar for to morrow.

Mr. Sullivan moved that the committee on Schools and School Lands be discharged from further consideration of S. B. No. 255.

Which was agreed to.

Mr. Sinks moved to refer said bill (S. B. No. 255) to a select committee of one, with instructions to amend as follows:

Insert in line 7, after the word "the," and before the word "wife," the words "grandmother, grandfather."

On which motion the yeas and nays were demanded, taken, and resulted—yeas 3, nays 13, as follows:

Those who voted in the affirmative were—

Messrs. Sinks, Sullivan, and Wilkins of Fulton—3.

Those who voted in the negative were—

Messrs. Beebe, Beer, Carran, Cline, Eggleston, Fleischmann, Harper, Hartshorn, Kirby of Hamilton, Kirby of Wyandot, Richards, Van Cleaf, and Wilkins of Tuscarawas—13.

The President *pro tem.* announced no quorum voting.

Mr. Beer demanded a call of the Senate.

A call of the Senate was had, and the following Senators answered to their names:

Messrs. Beebe, Beer, Carran, Cline, Creamer, Eggleston, Entekin, Fleischmann, Harper, Hartshorn, Hitchcock, Horr, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, O'Hagan, Parker, Perkins, Pollard, Pond, Richards, Sinks, Strong, Sullivan, Van Cleaf, and Wilkins of Tuscarawas—27.

Messrs. Carlisle and Wilkins of Fulton were absent without leave.

On motion of Mr. Beer, all further proceedings under the call were dispensed with.

The question recurring on agreeing to said amendment, the yeas and nays were demanded, taken and resulted—yeas 1, nays 19, as follows:

Mr. Sinks voted in the affirmative.

Those who voted in the negative were—

Messrs. Beebe, Beer, Cline, Creamer, Eggleston, Harper, Hartshorn, Hitchcock, Horr, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Parker, Pond, Richards, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—19.

So the amendment was disagreed to.

Mr. Harper moved to refer the bill (S. B. No. 255) to a select committee of one, with instructions to amend as follows:

In line 8, after the word "brother," insert "brother-in-law;" and after

the word "sister," in same line, insert "sister-in-law;" and in line 9, after the word "cousin," insert "or other blood relative."

On motion of Mr. Beer, the bill, with pending amendment, was laid upon the table.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has passed the following bill, in which the concurrence of the Senate is requested:

Sub. for. H. B. No. 517—Mr. Kirchner: Amendatory of and supplementary to sections 2224, 2264, and 2314 of the Revised Statutes of Ohio.

Attest:

D. J. EDWARDS, *Clerk.*

Said bill was read the first time.

On motion of Mr. Eggleston, the Senate adjourned.

Attest:

J. C. DONALDSON, *Clerk.*

FRIDAY, January 28, 1881—10 o'clock A.M.

The Senate met pursuant to adjournment.

Prayer by Rev. J. C. Jackson.

The Journal was read and approved.

Mr. Eggleston moved to reconsider the vote by which the Senate amended S. B. No. 271, on yesterday.

Mr. Van Cleaf submitted the following report:

The committee on Revision has examined, and found correctly engrossed, S. B. No. 278, S. B. No. 272, Sub. for S. B. No. 256, and S. B. No. 270.

A. R. VAN CLEAF,  
E. N. HARTSHORN,  
A. R. CREAMER.

Bills were read the second time, and referred as follows:

S. B. No. 281: To authorize the issue of bonds by cities of the first grade of the first class for city infirmity purposes.

To committee on Municipal Corporations.

S. B. No. 282: To amend section 654 of the Revised Statutes of Ohio.

To committee on Benevolent Institutions.

Sub. for H. B. No. 517: Amendatory and supplementary of sections 2224, 2264, and 2314 of the Revised Statutes of Ohio.

To committee on Municipal Corporations.

H. B. No. 526: To authorize the board of education of Napoleon, Henry county, to issue bonds for the redemption of other bonds.

To committee on Schools and School Lands.

H. B. No. 573: To amend section 4721 of the Revised Statutes.

To committee on Roads and Highways.



H. B. No. 632: To authorize the commissioners of Brown county to redeem the unpaid bonds issued for the construction of the Ripley and Straight Creek free turnpike road improvement in said county, to issue bonds and to levy a tax for the payment of the same, and to equalize the assessments on said road.

To committee on Railroads, Turnpikes, and Telegraphs.

H. B. No. 570: To amend section 301 of the Revised Statutes.

To committee on Mines and Mining.

The President *pro tem.* submitted the following communication:

COLUMBUS, January 28, 1881.

*To the Honorable President and Members of the Ohio Senate:*

Owing to the fact that George T. Cost, First Assistant Sergeant-at-Arms, is frequently absent on duty with committees of this body, I am sometimes without sufficient assistance. I therefore request the appointment of one Assistant Sergeant-at-Arms, and suggest the name of P. S. Simms as a suitable person for the position.

Respectfully submitted,

T. C. DOWNEY, *Sergeant-at-Arms.*

Sub for S. B. No. 256: To amend sections 1255 and 1256 of the Revised Statutes—was read the third time.

Mr. Sinks moved to refer said bill (S. B. No. 256) to a select committee of one, with instructions to amend as follows:

Insert in line 2 of section 2, after the word "sections," the figures "1254."

Which was agreed to.

The President *pro tem.* appointed Mr. Sinks said committee of one, who reported the bill back, amended as instructed.

The question then being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 22, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Beer, Cline, Creamer, Eggleston, Fleischmann, Harper, Hartshorn, Horr, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Parker, Perkins, Pollard, Pond, Richards, Sinks, Strong, Sullivan, and Wilkins of Tuscarawas—22.

So the bill passed.

Mr. Pond moved to amend the title by adding the words "of Ohio."

Which was agreed to.

The title, as amended, was then agreed to.

S. B. No. 270: To amend section 4081 of the Revised Statutes of Ohio—was read the third time.

Mr. Sinks moved to refer said bill (S. B. No. 270) to a select committee of one, with instructions to amend as follows:

Strike out of line 10 the words "same place," and insert in their stead the words "district, township or city."

Which was agreed to.

The President *pro tem.* appointed Mr. Sinks said committee of one, who reported the bill back, amended as instructed.

Mr. Hartshorn moved to refer said bill (S. B. No. 270) to a select committee of one, with instructions to amend as follows:

In section 2 strike out the words, "that sections 4081 and," and insert

instead the following: "that section 4081 of the Revised Statutes, as amended by an act to amend section 4081, passed February 12, 1860."

Which was agreed to.

The President *pro tem.* appointed Mr. Hartshorn said committee of one, who reported the bill back, amended as instructed.

Mr. Strong moved to refer said bill (S. B. No. 270) to a select committee of one, with instructions to amend as follows:

By striking out the words, "he shall be entitled to," in lines 8 and 10, and insert in lieu thereof the words following: "said board may grant the applicant."

Mr. Richards moved to lay the bill and pending amendment upon the table.

Which was agreed to.

S. B. No. 272: To authorize the commissioners of Trumbull county to compromise with the sureties of George B. Kennedy, late auditor of said county—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 22, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Beer, Cline, Creamer, Eggleston, Fleischmann, Harper, Horr, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Parker, Perkins, Pollard, Pond, Richards, Sinks, Strong, Sullivan, Van Cleaf, and Wilkins of Tuscarawas—22.

So the bill passed. The title was agreed to.

Mr. Pollard submitted the following report:

The joint committee on Enrollment have examined, and found correctly enrolled, the following bills:

H. B. No. 558: To amend section 5836 of the Revised Statutes.

H. B. No. 511: To authorize the commissioners of Auglaize county to cause certain judicial records to be transcribed, and to declare the effect and authority to be given to certain transcripts of deeds from other counties heretofore made.

GEO. W. MOORE,  
J. K. POLLARD,  
L. H. STRONG,  
H. R. SMITH,  
JOHN F. LOCKE,

C. R. HARMON,  
JNO. HARDY,  
W. T. WALLACE,  
J. L. CORYELL.

The following bills were introduced and read the first time:

S. B. No. 286—Mr. Creamer: To amend sections 1071 and 1074 of the Revised Statutes of Ohio.

S. B. No. 287—Mr. Pond: To fix the salary of the Clerk of the Supreme Court.

S. B. No. 288—Mr. Fleischmann: To amend section one of an act entitled "an act to provide for the relief of disabled firemen in cities of the second grade of the first class," passed April 17, 1880.

S. B. No. 289—Mr. Kirby of Wyandot: To authorize certain municipal corporations to construct machine shops and issue bonds therefor.

Mr. Parker submitted the following report:

The committee on Finance, to whom was referred H. B. No. 547: Making appropriations for the support of common schools—having had

the same under consideration, report it back, and recommend its passage.

THOS. M. BEER, D. D. BEEBE,  
B. EGGLESTON, C. S. PARKER.

Said bill was ordered to be read the third time to-morrow.

Mr. Beer submitted the following report:

The committee on Finance, to whom was referred Amended H. B. No. 292: To provide for refunding the State debt of Ohio—having had the same under consideration, report it back, with following amendments, and recommend its passage when so amended:

Strike out all after the enacting clause, and insert the following: "That the Sinking Fund Commissioners of the State of Ohio are hereby authorized and directed to issue bonds of the State of Ohio, in an amount not to exceed that portion of the State debt which becomes payable on the thirtieth (30th) day of June, 1881, the payment of which shall not have been otherwise provided for. The bonds shall be in coupon or registered form, in denominations of one hundred dollars, or some multiple thereof, bearing interest at a rate not exceeding four per cent. per annum, payable on the first day of January and July of each year, and they shall be redeemable at the pleasure of the State of Ohio, on the first day of July of each year, as follows:

In 1882, \$300,000.

In 1883, \$325,000.

In 1884 and 1885, each, \$350,000.

In 1886, \$375,000.

In 1887, \$500,000.

And in 1888, the balance of said debt.

The principal and interest of said bonds shall be payable at the treasury of the State of Ohio, or, if deemed advisable by the said Commissioners, the whole or any portion thereof may be made payable at the agency of the State in the city of New York.

SEC. 2. That the Sinking Fund Commissioners are hereby authorized to sell and dispose of any of the bonds or certificates authorized by this act, at not less than their par value, and the Commissioners shall apply the proceeds thereof to the redemption of said bonds or certificates at or after maturity, and the bonds or the proceeds hereby authorized shall be used for no other purpose whatsoever; and the sum of \$3,000 is hereby appropriated out of the sinking fund to pay the expense of preparing, issuing, advertising and disposing of the same.

SEC. 3 That in addition to the provisions section 241 of the Revised Statutes, the said bonds or certificates shall be offered for sale at the office of the Commissioners of the Sinking Fund, at Columbus; and the said Commissioners shall advertise for bids or proposals for the taking thereof, in the cities of Cincinnati, Cleveland, Columbus, and New York, in like manner, and for the like period of time, as provided for in said section 241.

SEC. 4. This act shall be in force from and after its passage.

THOS. M. BEER, B. WILKINS,  
B. EGGLESTON, C. S. PARKER.  
D. D. BEEBE,

On motion of Mr. Beer, the bill, with pending amendments, was laid upon the table and ordered printed.

Mr. Horr submitted the following report:

The committee on Corporations other than Municipal, to whom was referred S. B. No. 273: Supplementary to the Revised Statutes of Ohio, title two, chapter one, and to provide for the creation and regulation of safe deposit and trust companies—having had the same under consideration, report it back, and recommend its passage.

R. A. HORR,  
B. WILKINS,  
THOS. J. CARRAN,

H. B. PERKINS,  
CHAS. FLEISCHMANN.

Said bill was ordered to be engrossed and read the third time next Wednesday.

Mr. Harper submitted the following report:

The committee on Public Printing, to whom was referred H. B. No. 258: To amend section 5394 of the Revised Statutes—having had the same under consideration, report it back, and recommend its passage.

CHAS. FLEISCHMANN,  
A. R. VAN CLEAF,

L. HARPER,  
E. N. HARTSHORN.

Said bill was ordered to be read the third time on next Wednesday.

Mr. Pollard submitted the following report:

The committee on Agriculture, to whom was referred H. B. No. 520: To provide an additional sum to complete and further improve fair grounds for the use of county agricultural associations—having had the same under consideration, report it back, and recommend its passage.

J. K. POLLARD,  
M. H. KIRBY,  
CHAS. FLEISCHMANN,

J. J. SULLIVAN.  
R. G. RICHARDS.

Said bill was ordered to be read the third time on next Wednesday.

Mr. Van Cleaf submitted the following report:

The committee on Municipal Corporations, to whom was referred S. B. No. 277: To authorize and empower the village council of the incorporated village of Coshocton, in the county of Coshocton, Ohio, to transfer certain money from the police fund and right of way fund to the building fund and light fund in said village—having had the same under consideration, report it back, and recommend its passage.

A. R. VAN CLEAF,  
H. E. O'HAGAN,  
CHARLES FLEISCHMANN.

THOMAS J. CARRAN,  
B. EGGLESTON.

Said bill was ordered to be engrossed, and read the third time on next Wednesday.

Mr. Pollard submitted the following report:

The committee on Roads and Highways, to whom was referred H. B. No. 550: To provide for the issue and payment of bonds by the commissioners of Scioto county, Ohio, to meet and provide for a deficiency in

the county current fund—having had the same under consideration, report it back, and recommend its passage.

J. K. POLLARD,  
D. D. BEEBE,

JOSIAH KIRBY,  
G. W. MOORE.

Said bill was ordered to be read the third time on next Wednesday.

Mr. Strong offered the following resolution:

S. R. No. 83: *Resolved*, That the Sergeant-at-Arms of the Senate be authorized to appoint one additional Assistant Sergeant-at-Arms.

The question being on the adoption of said resolution, the yeas and nays were ordered, taken, and resulted—yeas 23, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Bear, Cline, Creamor, Eggleston, Fleischmann, Harper, Hartshorn, Horr, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Parzer, Perkins, Pollard, Pond, Richards, Sinks, Strong, Sullivan, Van Cleaf, and Wilkins of Tuscarawas—23.

So the resolution was adopted.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The Speaker of the House of Representatives has, in the presence of the House, signed the following bills:

H. B. No. 558: To amend section 5836 of the Revised Statutes.

H. B. No. 511: To authorize the commissioners of Auglaize county to cause certain judicial records to be transcribed, and to declare the effect and authority to be given to certain transcripts of deeds from other counties heretofore made.

Attest:

D. J. EDWARDS, *Clerk*.

The President *pro tem.* of the Senate, in the presence of the Senate, signed said bills.

On motion of Mr. Pollard, the Senate took a recess.

#### THREE O'CLOCK P. M.

Mr. Moore submitted the following report:

The joint committee on Enrollment have examined, and found correctly enrolled the following bills and joint resolution:

H. B. No. 639: Relating to agricultural fair grounds.

H. B. No. 523: To enable the treasurer of Knox county to refund certain taxes.

H. J. R. No. 77: Relating to the admission of Hattie S. Clifford into the Central Asylum for Insane.

GEO. W. MOORE,  
L. M. STRONG,  
J. K. POLLARD,  
H. R. SMITH,

C. R. HARMON,  
JNO. HARDY,  
W. T. WALLACE,  
J. L. CORYELL.

Friday, January 28, 1881.

The following communication was presented by the President *pro tem*:

COLUMBUS, January 28, 1881.

To the Honorable Senate of Ohio:

By virtue of the authority invested in me by S. R. No. 83, I hereby nominate and appoint P. S. Simms an Assistant Sergeant-at-Arms of this Senate for the unexpired term of the 64th General Assembly.

T. C. DOWNEY, *Sergeant at-Arms*.

Mr. Simms appeared and took an oath (administered by James Williams, a notary public), to support the Constitution of the United States and the Constitution of the State of Ohio, and also an oath of office, and entered upon the discharge of his duties.

Mr. Richards, on leave, introduced the following bill, which was read the first time:

S. B. No. 290: To amend section 6797 and 7432 of the Revised Statutes of Ohio.

Mr. Creamer moved to take from the table S. B. No. 255.

On which motion the yeas and nays were demanded, taken, and resulted—yeas 5, nays 13, as follows:

Those who voted in the affirmative were—

Messrs. Harper, Kirby of Hamilton, Richards, Strong, and Sullivan—5.

Those who voted in the negative were—

Messrs. Beer, Cline, Eggleston, Hartshorn, Horr, Kirby of Wyandot, Marriott, Moore, Perkins, Pollard, Pond, Sinks, and Van Cleaf—13.

The President *pro tem*. announced no quorum voting.

Mr. Beer demanded a call of the Senate.

Mr. Richards asked and obtained leave of absence for Mr. Beebe.

Mr. Eggleston asked and obtained leave of absence for Mr. Fleischmann until Tuesday next.

A call of the Senate was then had, and the following Senators answered to their names:

Messrs. Beer, Cline, Creamer, Eggleston, Harper, Hartshorn, Horr, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Perkins, Pollard, Pond, Richards, Sinks, Strong, Sullivan, and Van Cleaf—19.

On motion of Mr. Van Cleaf, all further proceedings under the call were dispensed with.

On motion of Mr. Horr, the Senate adjourned until Monday next at 8 o'clock p.m.

Attest:

J. C. DONALDSON, *Clerk*.

MONDAY, January 31, 1881—3 o'clock P.M.

The Senate met pursuant to adjournment.

Prayer by Rev. W. E. Moore.

The Journal was read and approved.

Mr. Mounts presented the petition of La France Coryelle, and 414 other citizens of Warren county, asking for the passage of a local option law.

Which was referred to the committee on Sanitary Laws and Regulations.

Mr. Moore presented the petition of David Worts, and 100 other citizens of Darke county, praying for the enactment of a law to prevent the killing and destruction of quails.

Which was referred to the committee on Fish Culture and Game.

Bills were read the second time, and referred as follows:

S. B. No. 283: Supplementary to chapter 2, title 3, part 4 of the Revised Statutes of Ohio.

To committee on Judiciary.

S. B. No. 284: To authorize certain municipal corporations to purchase or construct machine shops, and issue bonds therefor.

To select committee of one—Mr. Marriott.

S. B. No. 285: To provide for the appointment of special policemen in State institutions.

To committee on Benevolent Institutions.

S. B. No. 286: To amend sections 1071 and 1074 of the Revised Statutes of Ohio.

To committee on Fees and Salaries.

S. B. No. 287: To fix the salary of the Clerk of the Supreme Court.

To committee on Judiciary.

S. B. No. 288: To amend section 1 of an act entitled "an act to provide for the relief of disabled firemen in cities of the second grade of the first class," passed April 17, 1880.

To committee on Municipal Corporations.

S. B. No. 289: To authorize certain municipal corporations to construct machine shops, and issue bonds therefor.

Said bill was ordered to be engrossed, and read the third time to-morrow.

S. B. No. 290: To amend sections 6797 and 7432 of the Revised Statutes of Ohio.

To committee on Penitentiary.

Mr. Pollard submitted the following report:

The joint committee on Enrollment have examined, and found correctly enrolled, the following bill:

H. B. No. 170: To amend sections 994, 995, 997, 1002, 1012 of the Revised Statutes of Ohio.

GEO. W. MOORE,  
J. K. POLLARD,  
H. R. SMITH,  
C. R. HARMON,

JNO. HARDY,  
W. T. WALLACE,  
J. L. CORYELL.

Monday, January 31, 1881.

## MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has passed the following bill, in which the concurrence of the Senate is requested:

H. B. No. 519—Mr. Wilson: To authorize the trustees of Poland township, Mahoning county, Ohio, to purchase the necessary ground for a cemetery.

Attest:

D. J. EDWARDS, *Clerk.*

Said bill was read the first time.

## MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has passed the following bill, in which the concurrence of the Senate is requested:

H. B. No. 568—Mr. Cole: To authorize the commissioners of Scioto county to complete certain unfinished portions of free turnpikes in said county, and to levy tax to pay for same.

Attest:

D. J. EDWARDS, *Clerk.*

Said bill was read the first time.

## MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has adopted the following joint resolutions, in which the concurrence of the Senate is requested:

H. J. R. No. 73—Mr. Bloom: Concerning the Virginia military lands in certain counties in Ohio.

H. J. R. No. 86—Mr. Scott of Warren: Providing for the printing of additional copies of the Report of Auditor of State.

Attest:

D. J. EDWARDS, *Clerk.*

On motion of Mr. Hitchcock, said H. J. R. No. 73 was referred to committee on Finance, and said H. J. R. No. 86 was referred to the committee on Printing.

## MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The Speaker of the House of Representatives has, in the presence of the House, signed the following bills and joint resolution:

H. B. No. 639: Relating to agricultural fair grounds.

H. B. No. 523: To enable the treasurer of Knox county to refund certain taxes.

H. J. R. No. 77: Relating to the admission of Hattie E. Clifford into the Central Asylum for the Insane.

Attest:

D. J. EDWARDS, *Clerk.*

The President *pro tem.* of the Senate, in presence of the Senate, signed said bills and joint resolution.





MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has concurred in the adoption of the following joint resolution:

S. J. R. No. 62: Relative to the printing of 500 additional copies of the memorial of the State Bar Association.

Attest:

D. J. EDWARDS, *Clerk.*

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has concurred in the passage of the following bill:

S. B. No. 260: To authorize the council of the village of New Lexington, Perry county, to issue bonds and to transfer certain funds.

Attest:

D. J. EDWARDS, *Clerk.*

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has passed the following bills, in which the concurrence of the Senate is requested:

H. B. No. 531—Mr. Groom: To amend section 5241 of the Revised Statutes.

H. B. No. 556—Mr. Dempcy: To amend section 3481 of the Revised Statutes.

Attest:

D. J. EDWARDS, *Clerk.*

Said bills were read the first time.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has concurred in the passage of the following bill:

S. B. No. 247: To amend section 1 of an act entitled "an act to authorize the county commissioners of Cuyahoga county to build a monument or memorial tablet commemorative of the deceased soldiers and sailors of said county"—with the following amendments, in which the concurrence of the Senate is requested:

In line 5, after the word "than," strike out the words "one-tenth," and insert in lieu thereof the words "one-third," and in same line, after the word "which," strike out the word "mill."

Attest:

D. J. EDWARDS, *Clerk.*

On motion of Mr. Hitchcock, said bill and pending amendments were laid upon the table.

Monday, January 31, 1891.

## MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has adopted the following joint resolution, in which the concurrence of the Senate is requested:

H. J. R. No. 85—Committee on Federal Relations: Relating to pension for Col. T. Worthington.

Attest:

D. J. EDWARDS, *Clerk*.

On motion of Mr. Hartshorn, said resolution was referred to the committee on Federal Relations.

## MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has passed the following bill, in which the concurrence of the Senate is requested:

H. B. No. 620—Mr. Letcher: To authorize the transfer of any funds, not to exceed fifteen hundred dollars, that may remain in the treasury of the county of Williams arising from tax on dogs.

Attest:

D. J. EDWARDS, *Clerk*.

Said bill was read the first time.

H. B. No. 517: Making appropriations for the support of common schools—was read the third time.

On motion of Mr. Beer, the bill was laid upon the table.

The following bills were introduced and read the first time:

S. B. No. 291—Mr. Tyler: To amend section 4714 of the Revised Statutes of Ohio.

S. B. No. 292—Mr. Richards: To amend section 1435 of the Revised Statutes of Ohio.

Mr. Marriott submitted the following report:

The select committee of one, to whom was referred S. B. No. 284: To authorize certain municipal corporations to purchase or construct machine shops, and issue bonds therefor—having had the same under consideration, report it back, and recommend its passage.

F. M. MARRIOTT.

Said bill was ordered to be engrossed and read the third time tomorrow.

Mr. Pond offered the following joint resolution:

S. J. R. No. 64: WHEREAS, Frank Gilmore, a former resident of the State of West Virginia, and who has been a resident of Washington county for the last five months only, and has been there arrested for a crime, and is confined in jail in said county, and has not been indicted, and cannot be for several months; and since his incarceration has become a raving maniac, and unless soon treated therefor will, in all probability, die or become permanently insane; therefore,

*Be it resolved by the General Assembly of the State of Ohio,* That the Superintendent of the Athens Asylum for the Insane be and is hereby authorized and required to receive said Frank Gilmore as a patient into said asylum.

On motion of Mr. Pond, said resolution was referred to the committee on Benevolent Institutions.

Mr. Hitchcock, on leave, introduced the following bill, which was read the first time:

S. B. No. 293: To provide against the evils resulting from the traffic in intoxicating liquors.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The following bills have been introduced in the House of Representatives, and read the first time:

H. B. No. 667—Mr. Reed of Ross: To pay certain claims of Company A, 6th Regiment O. N. G.

H. B. No. 668—Mr. Groom: To amend section 6302 of the Revised Statutes.

H. B. No. 669—Mr. Hill of Hamilton: To prevent fraud in the manufacture and sale of commercial fertilizers.

H. B. No. 670—Mr. Reed of Ross: To amend section 66 of the Revised Statutes.

H. B. No. 671—Mr. Spetnagle: To authorize the commissioners of Ross county to levy a tax for the purpose of constructing, extending, or finishing free turnpikes.

H. B. No. 672—Mr. Howard: To amend section 2477 of the Revised Statutes.

H. B. No. 673—Mr. Howard: In relation to the codification of ordinances in cities of the third grade of the first class.

H. B. No. 674—Mr. Ailen: To amend section 2658 of the Revised Statutes.

H. B. No. 675—Mr. Greene: To provide for securing a site and the erection thereon of a suitable building for an asylum for the epileptic insane.

H. B. No. 676—Mr. Barton: To authorize the village of Orrville to issue bonds for the purpose of erecting a town hall.

H. B. No. 677—Mr. McConkey: To amend section 931 of the Revised Statutes.

H. B. No. 678—Mr. Chapman: To amend section 2580 of the Revised Statutes.

H. B. No. 679—Mr. Chapman: To amend sections 3794 and 3796 of the Revised Statutes.

H. B. No. 680—Mr. Kurtz: To authorize the commissioners of Athens county to borrow money and levy a tax for the building of a sewer.

H. B. No. 681—Mr. Scott of Warren, Chairman of the Finance Committee: Making appropriations for the last three fourths of the fiscal year ending November 15, 1881, and the first quarter of the fiscal year ending February 15, 1882.

H. B. No. 682—Mr. Hathaway: To amend section 7341 of the Revised Statutes.

H. B. No. 683—Mr. Wolfe: To amend section 6992 of the Revised Statutes.

H. B. No. 684—Mr. Greiner: Supplementary to section 6965 of the Revised Statutes.

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H. B. No. 685—Mr. Chapman: To amend section 6043 of the Revised Statutes.

H. B. No. 686—Mr. Dempcy (by request): To amend section 6407 of the Revised Statutes.

H. B. No. 687—Mr. Crites: To appropriate money for damages sustained by the late lessees of the public works.

Attest:

D. J. EDWARDS, *Clerk.*

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has concurred in the passage of the following bill:

S. B. No. 267: To authorize the township trustees of Steubenville township, Jefferson county, Ohio, to transfer certain funds therein named.

Attest:

D. J. EDWARDS, *Clerk.*

On motion of Mr. Tyler the committee on Judiciary was relieved from further consideration of S. B. No. 46.

On motion of Mr. Tyler, said bill was indefinitely postponed.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has passed the following bills, in which the concurrence of the Senate is requested:

H. B. No. 642—Mr. Scott of Warren: Making appropriations to pay the principal and interest on the public debt, and the expenses of the Commissioners of the Sinking Fund.

H. B. No. 644—Mr. Scott of Warren: Reimbursing the sinking fund for moneys temporarily transferred to the general revenue and asylum funds.

Attest:

D. J. EDWARDS, *Clerk.*

Said bills were read the first time.

Mr. Horr moved that the committee on Federal Relations be relieved from further consideration of H. B. No. 1.

Which was agreed to.

On motion of Mr. Horr, said bill was indefinitely postponed.

On motion of Mr. Moore, the committee on Judiciary was relieved from further consideration of S. B. No. 91.

On motion of Mr. Moore, said bill was indefinitely postponed.

Mr. Beer, under suspension of the rules, introduced the following bill, which was read the first time:

S. B. No. 294: To authorize the village of Ashland, Ashland county, Ohio, to borrow money to build a town hall.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The Speaker of the House of Representatives has, in the presence of the House, signed the following bill:

Sub. for H. B. No. 170: To amend sections 994, 995, 997, 1002, and 1012 of the Revised Statutes of Ohio.

Attest:

D. J. EDWARDS, *Clerk*.

The President *pro tem.* of the Senate, in the presence of the Senate, signed said bill.

On motion of Mr. Marriott, the Senate adjourned.

Attest:

J. C. DONALDSON, *Clerk*.

TUESDAY, February 1, 1881—10 o'clock A.M.

The Senate met pursuant to adjournment.

Prayer by Rev. W. E. Moore.

The Journal was read and approved.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has adopted the following joint resolution, in which the concurrence of the Senate is requested:

H. J. R. No. 89—Mr. Scott of Warren: Directing the Auditor of State to have printed and furnished to State officers and heads of State institutions two copies each of appropriation bill for the expenditures of said institutions and State offices, after the same shall have become a law.

Attest:

D. J. EDWARDS, *Clerk*.

On motion of Mr. Beer, said resolution was referred to the committee on Public Printing.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has passed the following bill, in which the concurrence of the Senate is requested:

H. B. No. 553—Mr. Conrad: To amend section 6836 of the Revised Statutes.

Attest:

D. J. EDWARDS, *Clerk*.

Said bill was read the first time.

Mr. Harper presented the memorial of M. C. Rouch, and 235 other citizens of Wooster and vicinity, praying the Senate to pass Mr. Stubbs' House Bill to amend sections 6944, 7032, and 7033 of the Revised Statutes of Ohio.

Which was referred to the committee on Sanitary Laws and Regulations.

Mr. Mounts presented the petition of Cyrus Falconer, and 56 other citizens of Butler county, for the passage of H. B. No. 320 (Stubbs bill).

Which was referred to the committee on Judiciary.

Mr. Mounts presented the remonstrance of H. E. Sawyer, and 54 other citizens of Warren county, against S. B. No. 257.

Which was referred to the committee on Fish Culture and Game.

Bills were read the second time, and referred as follows:

H. B. No. 519: To authorize the trustees of Poland township, Mahoning county, to purchase the necessary ground for a cemetery.

To committee on Finance.

H. B. No. 531: To amend section 5241 of the Revised Statutes.

To committee on Judiciary.

H. B. No. 556: To amend section 3841 of the Revised Statutes.

To committee on Corporations other than Municipal.

H. B. No. 568: To authorize the commissioners of Scioto county to complete certain unfinished portions of free turnpikes in said county, and to levy tax to pay for same.

To committee on Railroads, Turnpikes and Telegraphs.

H. B. No. 620: To authorize the transfer of any funds, not to exceed fifteen hundred dollars, that may remain in the treasury of the county of Williams, arising from tax on dogs.

To committee on Agriculture.

H. B. No. 643: Making appropriations to pay the principal and interest on the public debt, and expenses of the Commissioners of the Sinking Fund.

To committee on Finance.

H. B. No. 644: Reimbursing the sinking fund for moneys temporarily transferred to the General Revenue and Asylum Fund.

To committee on Finance.

Mr. Van Cleaf submitted the following report:

The committee on Revision has examined, and found correctly engrossed, S. B. No. 284 and S. B. No. 289.

A. R. VAN CLEAF,  
F. M. MARRIOTT,  
E. N. HARTHORN.

S. B. No. 284: To authorize certain municipal corporations to purchase or construct machine shops, and issue bonds therefor—was read the third time.

Mr. Horr moved to refer said bill (S. B. No. 284) to a select committee of one, with instructions to amend as follows:

Strike out, in section 4, line 18, the word "majority," and in line 20, same section, the word "majority," and insert instead thereof the words "two thirds" in said places.

Which was agreed to.

The President *pro tem.* appointed Mr. Horr such committee, who reported the bill back amended as instructed.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 21, nays 5, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Cline, Entrekin, Harper, Hartshorn, Horr, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Saltzgaber, Sullivan, Tyler, Wilkins of Fulton, and Wilkins of Tuscarawas—21.

Those who voted in the negative were—

Messrs. Beer, Hitchcock, Pond, Richards, and Strong—5.

So the bill passed. The title was agreed to.

S. B. No. 282: To authorize certain municipal corporations to construct machine shops, and issue bonds therefor—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 20, nays 3, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Entrekin, Harper, Hartshorn, Horr, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Saltzgaber, Sullivan, Tyler, Wilkins of Fulton, and Wilkins of Tuscarawas—20.

Those who voted in the negative were—

Messrs. Hitchcock, Richards, and Strong—3.

So the bill passed. The title was agreed to.

The following bills were introduced and read the first time:

S. B. No. 295—Mr. Marriott (by request): To regulate stock-yard companies, to fix their charges, to punish extortion and unjust discrimination in the management thereof, and to provide for charge of transportation.

S. B. No. 296—Mr. Carran: For the regulation of children's homes and industrial schools established under the general incorporation laws of the State, in counties containing a city of the first class and second grade, and to repeal an act supplementary to the act of 1876, for the establishment, support, and regulation of children's homes in the several counties and children's homes districts in the State, passed April 24, 1877. (O. L., vol. 74, p. 128.)

S. B. No. 297—Mr. Entrekin: To amend sections 3033, 3034, 3035, 3036, 3037, 3038, 3039, 3046, 3071, 3075, 3078, 3081, 3082 of the Revised Statutes.

S. B. No. 298—Mr. Saltzgaber: To authorize certain incorporated villages to construct machine shops, and to issue bonds therefor.

Mr. O'Hagan submitted the following report:

The committee on Schools and School Lands, to whom was referred H. B. No. 526: To authorize the board of education of Napoleon, Henry county, to issue bonds for the redemption of other bonds—having had the same under consideration, report it back, and recommend its passage.

E. N. HARTSHORN,	A. R. VAN CLEAF,
H. E. O'HAGAN,	WM. C. CLINE.
THOS. M. BEER,	

Said bill was ordered to be read the third time to-morrow.

Mr. Hitchcock submitted the following report:

The committee on Benevolent Institutions, to whom was referred S. J. B. No. 64: Relative to admitting Frank Gilmore into Athens Asylum

for the Insane—having had the same under consideration, report it back, and recommend its adoption.

P. HITCHCOCK,	J. L. MOUNTS,
R. A. HERR,	GEO. P. TYLER,
D. D. BEEBE,	JOHN A. WILKINS.
A. R. VAN CLEAF,	

The question being on the adoption of said resolution, the yeas and nays were ordered, taken, and resulted—yeas 24, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Beer, Carran, Cline, Entrekin, Harper, Hartshorn, Hitchcock, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pond, Richards, Strong, Sullivan, Tyler, Van Cleaf, and Wilkins of Fulton—24.

So the resolution was adopted.

Mr. Pond submitted the following report:

The committee on Judiciary, to whom was referred S. B. No. 124: To amend section 4948 of an act to revise and consolidate the general statutes of Ohio, passed June 20, 1879—having had the same under consideration, report it back, and recommend its indefinite postponement.

F. B. POND,	LYMAN J. JACKSON,
G. M. SALTZGABER,	R. G. RICHARDS.
F. M. MARRIOTT,	

Said bill was indefinitely postponed.

Mr. Pond submitted the following report:

The committee on Judiciary, to whom was referred S. B. No. 274: To amend sections 5443, 6602, 6606, 6607, and 6612 of the Revised Statutes of Ohio—having had the same under consideration, report it back, and recommend its indefinite postponement.

F. B. POND,	LYMAN J. JACKSON,
G. M. SALTZGABER,	R. G. RICHARDS.
F. M. MARRIOTT,	

Said bill was indefinitely postponed.

Mr. Pond submitted the following report:

The committee on Judiciary, to whom was referred S. B. No. 287: To fix the salary of the Clerk of the Supreme Court—having had the same under consideration, report it back, without recommendation.

F. B. POND,	LYMAN J. JACKSON,
G. M. SALTZGABER,	R. G. RICHARDS.
F. M. MARRIOTT,	

Said bill was ordered to be engrossed, and read the third time to-morrow.

Mr. Moore submitted the following report:

The committee of Conference to whom were referred the matters of difference between the two Houses on S. J. R. No. 50, having had the same under consideration, recommend that the Senate concur in the House amendment when amended as follows:

Strike out the words "to the Soldiers' and Sailors' Orphans' Home," at



the end of said amendment, and insert the words "from counties which have no excess of their quota of inmates as provided by law."

And that the House concur in said amendment when thus amended.

GEO. W. MOORE,  
D. D. BEEBE,  
H. B. PERKINS,

C. W. ALLEN,  
F. THORP,  
L. C. SAWYER.

The question being on agreeing to said report, the yeas and nays were ordered, taken, and resulted—yeas 23, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Beer, Carran, Cline, Harper, Hartshorn, Hitchcock, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, Parker, Perkins, Pond, Richards, Saltzgaber, Strong, Sullivan, Tyler, Van Cleaf, and Wilkins of Fulton—23.

So said report was agreed to.

Mr. Van Cleaf submitted the following report:

The joint select committee appointed to ascertain upon what conditions Longview Asylum may be transferred to the State—having had the same under consideration, submit their report.

On motion of Mr. Van Cleaf, said report was laid upon the table and ordered printed.

Mr. Beer moved that substitute for H. B. No. 292 be taken from the table.

Which was agreed to.

On motion of Mr. Beer, said bill was ordered to be placed on the calendar for third reading on Thursday next.

Mr. Beer moved that S. B. No. 253 be taken from the table.

Which was agreed to.

On motion of Mr. Beer, said bill was referred to a select committee of one.

The President *pro tem.* appointed Mr. Beer such committee.

On motion of Mr. Carran, S. B. No. 247 was taken from the table.

The question being on agreeing to House amendments, the yeas and nays were ordered, taken, and resulted—yeas 25, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Beer, Carlisle, Carran, Cline, Entrekin, Harper, Hartshorn, Hitchcock, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, Parker, Perkins, Pond, Richards, Saltzgaber, Strong, Sullivan, Tyler, Van Cleaf, and Wilkins of Fulton—25.

So said amendments were agreed to.

On motion of Mr. Harper, the Senate took a recess.

### THREE O'CLOCK P.M.

On motion of Mr. Beer, H. B. No. 547 was taken from the table.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 24, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Beer, Carlisle, Cline, Creamer, Eggleston, Entrekin, Hartshorn, Hitchcock, Kelly, Kirby of Hamilton, Kirby of Wyandot, Moore, Mounts, O'Hagan, Parker, Pond, Richards, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—24.

So the bill passed. The title was agreed to.

## MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has passed the following bill, in which the concurrence of the Senate is requested:

H. B. No. 385—Mr. Hill of Hamilton: To establish an agricultural experiment station.

Attest:

D. J. EDWARDS, *Clerk.*

Said bill was read the first time.

Mr. Eggleston, under suspension of the rules, introduced the following bill, which was read the first time:

S. B. No. 299: Providing for the transfer of Longview Asylum, and the establishment of insane asylums of the State under uniform regulations, to amend sections 698, 699, 700, and 711 of the Revised Statutes of Ohio, and section 639, as amended by the act entitled "an act to amend sections 634, 635, 636, 638, 642, and 650, and to repeal sections 675, 691, 682, 683, 684, 685, 686, 687, 688, 689, 690, 691, and 693 of the Revised Statutes of Ohio," passed April 14, 1880 and to repeal sections 722 to 751, inclusive, of the Revised Statutes of Ohio.

On motion of Mr. Beer, the order for reports of standing committees was again taken up.

Mr. Beer submitted the following report:

The committee on Finance, to whom was referred H. B. No. 644: Reimbursing the sinking fund for moneys temporarily transferred to the general revenue and asylum funds—having had the same under consideration, report it back, and recommend its passage.

THOS. M. BEER,  
P. HITCHCOCK,  
C. S. PARKER,

D. D. BEEBE,  
B. WILKINS,  
GEO. P. TYLER.

Said bill was ordered to be read the third time to-morrow.

Mr. Wilkins of Tuscarawas submitted the following report:

The committee on Finance, to whom was referred H. J. R. No. 73: Relating to paying taxes on Virginia military lands—having had the same under consideration, report it back, with following amendments, and recommend its passage when so amended:

After the word "resolved," in line 1, insert "by the General Assembly of the State of Ohio."

And in line 6, strike out the word "thereunto," and insert the words "thereon to."

THOS. M. BEER,  
P. HITCHCOCK,  
D. D. BEEBE,

C. S. PARKER,  
B. WILKINS.

Said amendments were agreed to.

Mr. Beer demanded a call of the Senate.

Mr. Cline asked and obtained leave of absence for Messrs. Sinks and Pollard.

Mr. Hitchcock asked and obtained leave of absence for Mr. Perkins.

A call of the Senate was had, and the following Senators answered to their names:

Messrs. Beebe, Beer, Carlisle, Cline, Creamer, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Horr, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pond, Richards, Saltzgaber, Strong Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—30.

On motion of Mr. Beer, all further proceedings under the call were dispensed with.

The question then being on the adoption of H. J. R. No. 73, the yeas and nays were ordered, taken, and resulted—yeas 27, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Beer, Carlisle, Cline, Creamer, Eggleston, Entrekin, Harper, Hartshorn, Horr, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moor., Mounts, O'Hagan, Parker, Perkins, Pond, Richards, Saltzgaber, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—27.

So the resolution was adopted.

Mr. Beebe submitted the following report:

The committee on Finance, to whom was referred H. B. No. 519: To authorize the trustees of Poland township, Mahoning county, Ohio, to purchase the necessary ground for a cemetery—having had the same under consideration, report it back, and recommend its passage.

D. D. BEEBE,	THOS. M. BEEB,
C. S. PARKER,	P. HITCHCOCK.
B. WILKINS,	

Said bill was ordered to be read the third time to-morrow.

Mr. Horr submitted the following report:

The committee on Corporations other than Municipal, to whom was referred S. B. No. 67: Regulating the manufacture and sale of butter and cheese—having had the same under consideration, report it back, with following amendments, and recommend its passage when so amended:

In section 1, line 5, after the word "exact," insert "weight of the."

In section 2 strike out all after the word "paid" in line 5, and insert the following: "as contracted for by and between the parties; and in case no contract is made, then within sixty days after the end of each month's delivery of milk."

Also, strike out in line 8, in section 3, after the word "the," "close of any month," and insert in place thereof "time specified in section 2 of this act."

R. A. HORR,	H. B. PERKINS,
B. WILKINS,	G. M. SALTZGABER.

Said amendments were agreed to.

Said bill was ordered to be engrossed, and read the third time to-morrow.

Mr. Tyler submitted the following report:

The committee on Benevolent Institutions, to whom was referred S. B. No. 282: To amend section 654 of the Revised Statutes—having had the same under consideration, report it back, and recommend its passage.

GEO. P. TYLER,	J. L. MOUNTS,
P. HITCHCOCK,	JOHN A. WILKINS,
D. D. BEEBE,	A. R. VAN CLEAF.
R. A. HORR,	

Said bill was ordered to be engrossed, and read the third time to-morrow.

Mr. Hitchcock submitted the following report:

The committee on Finance, to whom was referred H. B. No. 220: To prevent deficiencies in the State offices—having had the same under consideration, report it back without recommendation.

P. HITCHCOCK,  
D. D. BEBE,  
C. S. PARKER,

B. WILKINS,  
THOS. M. BEER,  
GEO. P. TYLER.

Said bill was ordered to be read the third time to-morrow.

Mr. Entrekin submitted the following report:

The committee on Revision has examined, and found correctly engrossed, S. B. Nos. 273 and 277.

JOHN C. ENTREKIN,  
A. R. CREAMER,  
A. R. VAN CLEAF.

On motion of Mr. Richards, S. B. No. 270 was taken from the table.

The question recurring on the motion of Mr. Strong to refer said bill to a select committee of one, with instructions to amend, the yeas and nays were demanded, taken, and resulted—yeas 16, nays 11, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Beer, Creamer, Eggleston, Entrekin, Horr, Kelly, Kirby of Hamilton, Moore, Mounts, Perkins, Pond, Salzgeber, Strong, Wilkins of Fulton, and Wilkins of Tuscarawas—16.

Those who voted in the negative were—

Messrs. Cline, Harper, Hartshorn, Hitchcock, Kirby of Wyandot, Marriott, Parker, Richards, Sullivan, Tyler, and Van Cleaf—11.

So the motion was agreed to.

The President *pro tem.* appointed Mr. Strong such committee, who reported the bill back amended as instructed.

Mr. Pond moved to refer said bill (S. B. No. 270) to a select committee of one, with instructions to amend as follows:

Strike out all after the word "issued," in line 7, down to the word "and," in line 10

Insert, after the word "years," in line 11, the words, "if in part."

Which was agreed to.

The President *pro tem.* appointed Mr. Pond, as such committee, who reported the bill back amended as instructed.

Mr. Richards moved to refer said bill (S. B. No. 270) to a select committee of one, with instructions to amend as follows:

Insert after the word "experience," in line 12, the words, "which shall be so stated in the certificate."

Which was agreed to.

The President *pro tem.* appointed Mr. Richards such committee, who reported the bill back, amended as instructed.

Mr. Van Cleaf moved to refer said bill (S. B. No. 270) to a select committee of one, with instructions to amend as follows:

In line 2, section 1, insert, after the figures "4081," the words, "of the Revised Statutes, as amended February 12, 1880, and section 4034."

Which was agreed to.

The President *pro tem.* appointed Mr. Van Cleaf such committee, who reported the bill back, amended as instructed.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 24, nays 4, as follows:

Those who voted in the affirmative were—

Messrs. Beer, Carlisle, Carran, Cline, Eggleston, Harper, Hartshorn, Hitchcock, Horr, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Moore, Mounts, O'Hagan, Perkins, Pond, Richards, Strong, Sullivan, Tyler, Van Cleaf, and Wilkins of Tuscarawas—24.

Those who voted in the negative were—

Messrs. Creamer, Entekin, Saltzgaber, and Wilkins of Fulton—4.

So the bill passed.

The title was amended by adding after the figures "4081," the words and figures, "and 4084, and to repeal certain sections therein named."

The title, as amended, was then agreed to.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The following bill has been introduced in the House of Representatives, and read the first time:

H. B. No. 688—Mr. Greene: To amend sections 650 and 654 of the Revised Statutes.

Attest:

D. J. EDWARDS, *Clerk.*

On motion of Mr. Beer, the Senate adjourned.

Attest:

J. C. DONALDSON, *Clerk.*

WEDNESDAY, February 2, 1881—10 O'CLOCK A.M.

The Senate met pursuant to adjournment.

Prayer by Rev. W. E. Moore.

The Journal was read and approved.

Mr. Kelly presented the petition of Rev. H. C. Calhoun, and 43 other citizens of Ironton, Lawrence county, praying for the passage of the Stubbs Sunday bill.

Which was referred to the committee on Judiciary.

Mr. Eggleston presented the petition of Alex. M. Johnston, and 39 other citizens of Hamilton county, in favor of the railroad that is to enter the heart of the city of Cincinnati.

Which was referred to the committee on Public Works and Lands.

Mr. Eggleston presented the petition of Geo. S. Blanchard, and 27 other citizens of Hamilton county, in favor of a rapid transit into the city of Cincinnati.

Which was referred to the committee on Public Works and Lands.

Mr. Eggleston presented the petition of Walter Gray, and 81 other citizens of Hamilton county, in favor of rapid transit, and against interfering with the grant for a railroad in Hamilton county.

Which was referred to the committee on Public Works and Lands.

Mr. Moore presented the petition of B. S. Bishore, and 98 other citizens of Darke county, for the enactment of a law to prevent the killing and destruction of quail.

Which was referred to the committee on Fish Culture and Game.

Mr. Pond presented the memorial of Thomas Shupp, and 56 other citizens of Clarke county, asking for passage of S. B. No. 257.

Which was referred to the committee on Fish Culture and Game.

Bills were read the second time, and referred as follows:

S. B. No. 291: To amend section 4714 of the Revised Statutes of Ohio.

To committee on Judiciary.

S. B. No. 292: To amend section 1435 of the Revised Statutes of Ohio.

To committee on Judiciary.

S. B. No. 293: To provide against the evils resulting from the traffic in intoxicating liquors.

To committee on Sanitary Laws and Regulations.

S. B. No. 294: To authorize the village of Ashland, Ashland county, Ohio, to borrow money to build a town hall.

To committee on Finance.

H. B. No. 185: To establish an agricultural experiment station.

To committee on Agriculture.

H. B. No. 55: To amend section 6836 of the Revised Statutes.

To committee on Judiciary.

Mr. Van Cleaf submitted the following report:

The committee on Revision has examined, and found correctly engrossed, S. B. No. 282, S. B. No. 287, S. B. No. 97, and Sub. for H. B. No. 292.

A. R. VAN CLEAF,  
F. M. MARRIOTT,  
JOHN C. ENRIKSEN.

H. B. No. 220: To prevent deficiencies in the State offices—was read the third time.

On motion of Mr. Hitchcock, said bill was laid upon the table.

H. B. No. 28: To amend section 5394 of the Revised Statutes—was read the third time.

Mr. Richards moved to lay said bill upon the table.

Which was disagreed to.

Mr. Wilkins of Tuscarawas demanded a call of the Senate.

A call of the Senate was had, and the following Senators answered to the roll names:

Messrs. Beebe, Carlisle, Carran, Cline, Creamer, Eggleston, Harper, Hartsborn, Hitchcock, Hoar, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pond, Richards, Saltzgaber, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawa—29.

Mr. Eggleston asked and obtained leave of absence for Mr. Beer.

On motion of Mr. Wilkins of Tuscarawas, all further proceedings under the call were dispensed with.

The question then being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 18, nays 11, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Carlisle, Carran, Eggleston, Fleischmann, Harper, Hartsborn, Kirby of Wyandot, Marriott, Moore, O'Hagan, Pond, Richards, Sul-

livan, Tyler, Van Cleef, Wilkins of Fulton, and Wilkins of Tuscarawas—18

Those who voted in the negative were—

Messrs. Cline, Creamer, Hitebeck, Horr, Jackson, Kelly, Mounts, Parker, Perkins, Siltzberger, and Strong—11.

So the bill was lost.

H. B. No. 519: To authorize the trustees of Poland township, Mahoning county, Ohio, to purchase the necessary ground for a cemetery—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered taken, and resulted—yeas 27, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Bacle, Carisle, Cline, Creamer, Eggeston, Fleischmann, Harper, Hartstorn, Hitebeck, Horr, Kelly, Kirby of Hamilton, Kirby of Wyandot, Moore, Mounts, O'Hagan, Parker, Perkins, Poad, Richards, Siltzberger, Strong, Sullivan, Tyler, Van Cleef, Wilkins of Fulton, and Wilkins of Tuscarawas—27.

So the bill passed. The title was agreed to.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has concurred in Senate amendments to

H. J. R. No. 73: Concerning Virginia military lands in certain counties in Ohio.

Attest:

D. J. EDWARDS, *Clerk*.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has concurred in the report of the committee of conference on matters of difference between the two Houses on

S. J. R. No. 50: To admit the children of David S. Devor into the Soldiers' and Sailors' Orphans' Home.

Attest:

D. J. EDWARDS, *Clerk*.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has concurred in the adoption of the following joint resolution:

S. J. R. No. 64: Relative to admitting Frank Gilmore into Athens Asylum for Insane—with the following amendments, in which the concurrence of the Senate is requested:

In line 8, after the word "insane," add the word "therefore."

Attest:

D. J. EDWARDS, *Clerk*.

The question being on concurring in House amendments, the yeas and nays were ordered, taken, and resulted—yeas 26, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Carlisle, Carran, Cline, Creamer, Eggleston, Fleischmann, Harper, Hartshorn, Hitchcock, Horr, Kelly, Kirby of Hamilton, Kirby of Wyandot, Moore, O'Hagan, Perkins, Pond, Richards, Saltzgaber, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and of Tuscarawas—26.

So said amendments were concurred in.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has concurred in the passage of the following bill:

S. B. No. 289: To authorize certain municipal corporations to construct machine shops, and issue bonds therefor.

Attest:

D. J. EDWARDS, *Clerk.*

H. B. No. 520: To provide an additional sum to complete and further improve fair grounds for the use of county agricultural associations—was read the third time.

Mr. Kirby of Hamilton moved to refer said bill (H. B. No. 520) to a select committee of one, with instructions to amend as follows:

Strike out "\$15,000," in line 7, and insert "\$10,000" in lieu thereof.

Which was agreed to.

The President appointed Mr. Kirby said committee, who reported the bill back, amended as instructed.

The question then being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 29, nays 1, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Carlisle, Carran, Cline, Creamer, Eggleston, Fleischmann, Harper, Hartshorn, Hitchcock, Horr, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Perkins, Pond, Richards, Saltzgaber, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—29.

Mr. Parker voted in the negative.

So the bill passed. The title was agreed to.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has adopted the following joint resolution, in which the concurrence of the Senate is requested:

H. J. R. No. 90—Mr. Sawyer: Providing for loaning battle-flags and standards to the Mexican War Veteran Association of Cincinnati, Ohio.

Attest:

D. J. EDWARDS, *Clerk.*

The question being on the adoption of said resolution, the yeas and nays were ordered, taken, and resulted—yeas 27, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Carlisle, Carran, Cline, Creamer, Eggleston, Fleisch-



mann, Harper, Hartshorn, Hitchcock, Horr, Kelly, Kirby of Hamilton, Kirby of Wyandot, Moore, Mounts, O'Hagan, Parker, Perkins, Richards, Saltzgaber, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—27.

So the resolution was adopted.

H. B. No. 526: To authorize the board of education of Napoleon, Henry county, to issue bonds for the redemption of other bonds—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 26, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Carlisle, Creamer, Eggleston, Entrekin, Fleischmann, Harper, Hartshorn, Hitchcock, Horr, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Richards, Saltzgaber, Strong, Sullivan, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—26.

So the bill passed. The title was agreed to.

H. B. No. 550: To provide for the issue and payment of bonds by the commissioners of Scioto county, Ohio, to meet and provide for a deficiency in the county current fund—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 29, nays 1, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Carlisle, Carran, Cline, Creamer, Eggleston, Entrekin, Fleischmann, Harper, Hartshorn, Horr, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pond, Richards, Saltzgaber, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—29.

Mr. Hitchcock voted in the negative.

So the bill passed. The title was agreed to.

H. B. No. 644: Reimbursing the sinking fund for moneys temporarily transferred to the general revenue and asylum funds—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 28, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Carlisle, Carran, Cline, Creamer, Eggleston, Entrekin, Fleischmann, Harper, Hartshorn, Hitchcock, Horr, Kelly, Kirby of Hamilton, Kirby of Wyandot, Moore, Mounts, O'Hagan, Perkins, Pond, Richards, Saltzgaber, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—28.

So the bill passed. The title was agreed to.

S. B. No. 67: Regulating the manufacture and sale of butter and cheese—was read the third time, and further consideration postponed until 3½ o'clock p.m.

Mr. Carlisle moved that the Senate take a recess.

Which was disagreed to.

S. B. No. 273: Supplementary to the Revised Statutes of Ohio, title 2, chapter 1, and to provide for the creation and regulation of safe deposit and trust companies—was read the third time.

On motion of Mr. Carran, the Senate took a recess.

## THREE O'CLOCK P. M.

The pending question being S. B. No. 273—

Mr. Pond moved to refer said bill (S. B. No. 273) to a select committee of one, with instructions to amend as follows:

Strike out all after the word "upon," in line 17, down to the word "such," in line 25.

Also strike out all after the word "from," in line 26, down to the word "corporation," in line 27.

Also, strike out the words "courts or any," at the beginning of line 30.

Mr. Carran moved to refer said bill to the committee on Judiciary.

Which was agreed to.

S. B. No. 67: Regulating the manufacture and sale of butter and cheese—being the special order for this hour, was taken up.

Mr. Sullivan moved to refer said bill (S. B. No. 67) to a select committee of one, with instructions to amend as follows:

In line 2, after the word "butter," strike out the word "on."

And after the word "on," in said line, insert the word "oleomargarine."

Which was disagreed to.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 21, nays 8, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Beer, Carlisle, Carran, Cline, Eggleston, Hartshorn, Hitchcock, Horr, Jackson, Kelly, Mounts, Perkins, Pond, Richards, Saltzgaber, Sinks, Strong, Tyler, Wilkins of Fulton, and Wilkins of Tuscarawas—21.

Those who voted in the negative were—

Messrs. Creamer, Harper, Kirby of Hamilton, Marriott, Moore, O'Hagan, Sullivan, and Van Cleaf—8.

So the bill passed. The title was agreed to.

S. B. No. 277: To authorize and empower the village council of the incorporated village of Coshocton, in the county of Coshocton, Ohio to transfer certain money from the police fund and right of way fund to the building fund and light fund in said village—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 30, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Beer, Carlisle, Carran, Cline, Creamer, Eggleston, Fleischmann, Harper, Hartshorn, Hitchcock, Horr, Jackson, Kelly, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pond, Richards, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—30.

So the bill passed. The title was agreed to.

S. B. No. 282: To amend section 654 of the Revised Statutes—was read the third time.

Mr. Harper moved to refer said bill (S. B. No. 282) to a select committee of one, with instructions to amend as follows:

Strike out the word "four" in line 10.

Which was agreed to.

The President appointed Mr. Harper such committee, who reported the bill back amended as instructed.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 23, nays 7, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Eggleston, Fleischman, Harper, Hartshorn, Hitchcock, Horr, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Moore, Mounts, O'Hagan, Parker, Perkins, Pond, Richards, Sinks, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawa—23.

Those who voted in the negative were—

Messrs. Beer, Carran, Cline, Creamer, Entrekin, Saltzgaber, and Strong—7.

So the bill passed. The title was agreed to.

S. B. No. 287: To fix the salary of the Clerk of the Supreme Court—was read the third time.

Mr. Paul moved to refer said bill (S. B. No. 287) to a select committee of one, with instructions to amend as follows:

Strike out in line 2, the words "amended and;" and, in line 3, the words "so as to read"

Which was agreed to.

The President appointed Mr. Paul said committee, who reported the bill taken and as instructed.

Mr. Hitchcock moved to refer said bill (S. B. No. 287) to a select committee of one, with instructions to amend as follows:

Strike out of line 5 the word "five."

On which motion the yeas and nays were demanded taken, and resulted—yeas 7, nays 19, as follows:

Those who voted in the affirmative were—

Messrs. Beer, Cline, Hitchcock, Kirby of Wyandot, Parker, Richards, and Saltzgaber—7.

Those who voted in the negative were—

Messrs. Carran, Cline, Creamer, Entrekin, Harper, Hartshorn, Horr, Jackson, Kelly, Kirby of Hamilton, Moore, Mounts, Parker, Paul, Sinks, Strong, Tyler, Wilkins of Fulton, and Wilkins of Tuscarawa—19.

So the motion was disagreed to.

The question then being "Shall the bill pass?" the yeas and nays were ordered taken and resulted—yeas 20, nays 8, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Carran, Cline, Creamer, Eggleston, Entrekin, Harper, Hartshorn, Horr, Jackson, Kelly, Kirby of Hamilton, Moore, Mounts, Perkins, Pond, Richards, Sinks, Strong and Wilkins of Tuscarawa—20.

Those who voted in the negative were—

Messrs. Beer, Carlsie, Hitchcock, Kirby of Wyandot, O'Hagan, Parker, Saltzgaber, and Wilkins of Fulton—8.

So the bill passed. The title was agreed to.

Mr. Eggleston moved to take from the table S. B. No. 271: To amend section 1 of an act to provide compensation for members of county, city, and State boards of equalization for the equalization of apportionment of real estate appraised in 1880, passed April 15, 1880.

Which was agreed to.

The pending question being the motion to reconsider the vote by which said bill was amended on Thursday, January 27, the yeas and nays were demanded taken, and resulted—yeas 20, nays 5, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Beer, Carlisle, Carran, Cline, Creamer, Eggleston, Entrekkin, Harper, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Moore, Mounts, O'Hagan, Richards, Saltzgaber, Sinks, and Strong—20.

Those who voted in the negative were—

Messrs. Harper, Hartshorn, Hitchcock, Parker, and Perkins—5.

So the motion was agreed to, and said vote reconsidered.

Mr. Pond withdrew his motion to amend said bill.

The question then being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 22, nays 1, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Beer, Carlisle, Carran, Cline, Creamer, Eggleston, Entrekkin, Harper, Hartshorn, Horr, Jackson, Kelly, Kirby of Wyandot, Moore, Mounts, O'Hagan, Pond, Richards, Saltzgaber, Strong and Wilkins of Tuscarawas—22.

Mr. Hitchcock voted in the negative.

So the bill passed. The title was agreed to.

Bills were introduced and read the first time, as follows:

S. B. No. 300—Mr. O'Hagan: To amend sections 1260, 1261, 1262 and 1263 of the Revised Statutes of Ohio.

S. B. No. 301—Mr. Carlisle: For relief of Thomas Myers, late treasurer of Amanda township, Fairfield county.

S. B. No. 302—Mr. Kelly: To authorize certain townships to purchase certain real estate for railroad purposes, to construct machine shops, and to issue bonds therefor, and to authorize additional taxation to meet the principal and interest of said bonds.

S. B. No. 303—Mr. Strong: To amend section 4476 of the Revised Statutes of Ohio.

S. B. No. 304—Mr. O'Hagan: To provide for furnishing a series of readers for the use of the common schools of the State.

S. B. No. 305—Mr. Harper: To amend section 6302 of the Revised Statutes.

S. B. No. 306—Mr. Eggleston: Supplementary to the act relating to cities of the first class having a population exceeding 150,000 inhabitants, passed May 4, 1869.

S. B. No. 307—Mr. Eggleston: To regulate the charges for sleeping and palace cars or coaches within the State of Ohio.

S. B. No. 308—Mr. Eggleston: To authorize the issue of bonds to supply certain deficiencies in cities of the first class, and for other purposes.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The following bills have been introduced in the House of Representatives and read the first time:

H. B. No. 639—Mr. Tyler of Licking: To authorize the trustees of Granville township, Licking county, to levy a tax and issue bonds to raise money to repair the town hall in said township.

H. B. No. 690—Mr. Howard: To establish the fees and compensation of certain county officers in counties having at the federal census of 1870 a population of not less than 46,000 and not more than 52,000, and being supplemental to sections 1013 to 1162 of the Revised Statutes, inclusive.

H. B. No. 691—Mr. Kerr: Supplemental to section 306 of the Revised Statutes.

H. B. No. 692—Mr. Ebright: To amend section 2434 of the Revised Statutes.

H. B. No. 693—Mr. McCullough: To create two voting precincts in Auglaize township, Allen county.

H. B. No. 694—Mr. Greene: To authorize the council of the city of Xenia to sell the city hospital in said city.

H. B. No. 695—Mr. Scott of Warren: To amend section 34 of the Revised Statutes.

H. B. No. 696—Mr. Davis: To amend section 4836 of the Revised Statutes.

H. B. No. 697—Mr. Crites: To amend section 1706 of the Revised Statutes.

Attest:

D. J. EDWARDS, *Clerk.*

Mr. Mounts submitted the following report:

The committee on Medical Colleges and Societies, to whom was referred H. B. No. 470: Supplementary to section 4403 of the Revised Statutes of Ohio—having had the same under consideration, report it back, with following amendments, and recommend its passage, when so amended:

After the word "aforesaid," in line 16, strike out "shall be deemed guilty of a misdemeanor and."

And in line 28, after the word, "Ohio," strike out "shall be deemed guilty of a misdemeanor and."

J. L. MOUNTS,	GEO. W. MOORE,
JOHN A. WILKINS,	W. C. CLINE.

Said amendments were agreed to.

Said bill was ordered to be engrossed and read the third time to-morrow.

Mr. Pond submitted the following report:

The committee on Judiciary, to whom was referred H. B. No. 531: To amend section 5241 of the Revised Statutes—having had the same under consideration, report it back, and recommend its indefinite postponement.

F. B. POND,	R. G. RICHARDS,
THOS. J. CARRAN,	F. M. MARRIOTT,
LYMAN J. JACKSON,	G. M. SALTZGABER.

Said bill was indefinitely postponed.

Mr. Wilkins of Tuscarawas moved to reconsider the vote by which H. B. No. 258 was lost.

Which was agreed to.

On motion of Mr. Wilkins of Tuscarawas, said bill was laid upon the table.

Mr. Richards offered the following resolution, which was adopted:

S. R. No. 84: *Resolved*, That the Secretary of State be requested to furnish the Sergeant-at Arms with twenty-five copies of the Revised Statutes, for the use of the Senate.

On motion of Mr. Richards, the Senate adjourned.

Attest:

J. C. DONALDSON, *Clerk.*

THURSDAY, *February 3, 1881*—10 o'clock A.M.

The Senate met pursuant to adjournment.

Prayer by R. v. W. E. Moore.

The Journal was read and approved.

Bills were read the second time, and referred as follows:

S. B. No. 295: To regulate stock yard companies, to fix their charges, to punish extortion and unjust discrimination in the management thereof, and to provide for charges for transportation.

Referred to a select committee of three, consisting of Messrs. Marriott, Eggleston, and Carran.

S. B. No. 296: For the regulation of children's homes and industrial schools established under the general incorporation laws of the State in counties containing a city of the first class and second grade, and to repeal an act supplementary to the act of 1876 for the establishment, support, and regulation of children's homes in the stock yards and children's home districts in this State, passed April 24, 1877. (O. L. vol. 74, p. 128.) Revised Statutes of Ohio.

To committee on Reform School for Boys and Industrial Home for Girls.

S. B. No. 299: Providing for the transfer of Levee or Asylum, and the establishment of the same, sections of the State and uniform regulations, to amend sections 698, 699 and 701 of the Revised Statutes of Ohio, and section 62 as amended by chapter entitled "An act to amend sections 634, 635, 636, 638, 642, and to repeal sections 635, 638, 639, 641, 683, 684, 685, 686, 687, 688, 689, 690, 691 and 694 of the Revised Statutes of Ohio," passed April 14, 1880, and to repeal sections 722 to 754, inclusive, of the "Code for the Judiciary."

Mr. Van Cleave asked and was granted leave to record his vote on S. B. No. 287, and his name being called, he voted in the negative.

S. B. No. 288: To amend section 693a of the Revised Statutes of Ohio—was read the third time.

Mr. Hitchcock moved "on the yeas and nays" (S. B. No. 278) to a select committee of one, with instructions to amend as follows:

Strike from line 5 the words "agricultural."

On which motion the yeas and nays were demanded, taken, and resulted—yeas 20, nays 8, as follows:

Those who voted in the affirmative were—

Messrs. Beer, Carran, Cline, Creamer, Harzer, Hartshorn, Hitchcock, Horr, Kelly, Kirby of Hamilton, Kirby of Wyandot, Mounts, Perkins, Pond, Richards, Seltzer, Sinks, Strong, Sullivan, and Watkins of Tuscarawas—20.

Those who voted in the negative were—

Messrs. Eggleston, Entrekin, Jackson, Moore, O'Hagan, Parker, Van Cleave, and Watkins of Fulton—8.

So the motion was agreed to.

The President appointed Mr. Hitchcock said committee of one, who report of the bill back, amended as instructed.

Mr. Sullivan moved that said bill be indefinitely postponed.

On which motion the yeas and nays were demanded, taken, and resulted—yeas 10, nays 18, as follows:

Those who voted in the affirmative were—

Messrs. Creamer, Hartshorn, Hitchcock, Horr, Moore, Parker, Pond, Richards, Strong, and Sullivan—10.

Those who voted in the negative were—

Messrs. Beer, Carran, Cline, Eggleston, Entrekin, Fleischmann, Harzer, Jackson, Kelly, Kirby of Wyandot, Mounts, O'Hagan, Perkins,

Saltzgeber, Sinks, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawa—18.

So the motion was disagreed to.

Mr. Wilkins of Tuscarawas moved to lay said bill upon the table.

On which motion the yeas and nays were demanded, taken, and resulted—yeas 8, nays 18, as follows:

Those who voted in the affirmative were—

Messrs. Creamer, Harper, Horr, Marriott, Parker, Sinks, Strong, and Wilkins of Tuscarawas—8.

Those who voted in the negative were—

Messrs. Carran, Cline, Eggleston, Ertzkin, Fleischmann, Hartshorn, Hitecock, Jackson, Kelly, Moore, Mounts, O'Hagan, Perkins, Pond, Richards, Saltzgeber, Van Cleaf, and Wilkins of Fulton—18.

So the motion was disagreed to.

Mr. Tyler moved that said bill be made the special order for next Wednesday at 3 o'clock p.m.

On which motion the yeas and nays were demanded, taken, and resulted—yeas 5, nays 24, as follows:

Those who voted in the affirmative were—

Messrs. Creamer, Ertzkin, Marriott, Tyler, and Wilkins of Tuscarawas—5.

Those who voted in the negative were—

Messrs. Beer, Carran, Cline, Eggleston, Fleischmann, Harper, Hartshorn, Hitecock, Horr, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Moore, Mounts, O'Hagan, Perkins, Pond, Richards, Saltzgeber, Sinks, Van Cleaf, and Wilkins of Fulton—24.

So the motion was disagreed to.

The question then being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 15, nays 13, as follows:

Those who voted in the affirmative were—

Messrs. Carran, Cline, Eggleston, Ertzkin, Fleischmann, Jackson, Kelly, Kirby of Wyandot, Moore, O'Hagan, Saltzgeber, Sinks, Tyler, Van Cleaf, and Wilkins of Fulton—15.

Those who voted in the negative were—

Messrs. Beer, Creamer, Hartshorn, Hitecock, Horr, Kirby of Hamilton, Moore, Perkins, Pond, Richards, Strong, Sullivan, and Wilkins of Tuscarawas—13.

So the bill was lost.

Mr. Strong's committee filed the following report:

The joint committee on Education have examined, and found correctly enrolled, the following bill:

H. B. No. 50: To provide for the issue and payment of bonds by the commissioners of Seneca county, Ohio, to meet and provide for a deficiency in the county current fund.

L. M. STRONG,	J. L. CORRYELL,
GEO. W. MOORE,	J. H. F. LOCKE,
H. R. SMITH,	C. R. HARMON.

H. B. No. 47: Supplementary to section 1103 of the Revised Statutes of Ohio—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 26, nays 3, as follows:

Those who voted in the affirmative were—

Messrs. Beer, Carlisle, Carran, Cline, Creamer, Eggleston, Fleischmann, Harper, Hartshorn, Horr, Jackson, Kelly, Kirby of Hamilton,

Marriott, Moore, Mounts, Parker, Pond, Richards, Saltzgaber, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—26.

Those who voted in the negative were—

Messrs. Entrekin, Hitchcock, and Sinks—3.

So the bill passed. The title was agreed to.

H. B. No. 292: To provide for refunding the State debt of Ohio—was read the third time, and further consideration postponed until 3 o'clock p.m.

The following bills were introduced and read the first time:

S. B. No. 309—Mr. Harper: To authorize the commissioners of Knox county to transfer funds from the tax on dogs to the Knox County Agricultural Society.

S. B. No. 310—Mr. Kirby of Hamilton: To authorize the county commissioners of Hamilton county to levy a tax for the opening, grading and completing of an avenue known as Glenway west.

On motion of Mr. Hartshorn, the Senate took a recess.

### THREE O'CLOCK P.M.

By leave of the Senate, Mr. Hitchcock withdrew his motion to refer H. B. No. 292 to a select committee of one.

Mr. Hitchcock moved to refer said bill (H. B. No. 292) to a select committee of one, with instructions to amend as follows:

In section 2, lines 2 and 4, strike out the words "or certificates."

Which was agreed to.

The President appointed Mr. Hitchcock such committee, who reported the bill back, amended as instructed.

Mr. Hitchcock moved to refer said bill (H. B. No. 292) to a select committee of one, with instructions to amend as follows:

In section 3, line 2, strike out the words "or certificates."

Which was agreed to.

The President appointed Mr. Hitchcock such committee, who reported the bill back, amended as instructed.

The question then being "Shall the bill pass?" the yeas and nays were ordered taken, and resulted, yeas 25, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Beer, Carlisle, Carran, Cline, Eggleston, Fleischmann, Harper, Hartshorn, Horr, Hollingsworth, Kelly, Kirby of Hamilton, Kirby of Wyandot, Moore, Mounts, Parker, Perkins, Richards, Saltzgaber, Sinks, Strong, Sullivan, Tyler, and Van Cleaf—25.

So the bill passed. The title was agreed to.

Bills were read the second time, and referred as follows:

S. B. No. 297: To amend sections 3033, 3034, 3035, 3036, 3307, 3038, 3039, 3046, 3071, 3075, 3078, 3081 and 3082 of the Revised Statutes of Ohio.

To committee on Military Affairs.

S. B. No. 298: To authorize certain incorporated villages to construct machine shops, and to issue bonds therefor.

Said bill was ordered to be engrossed and read the third time to-morrow.

Mr. Strong submitted the following report:

The joint committee on Enrollment have examined, and found correctly enrolled, the following bills and joint resolutions:



H. J. R. No. 90: Relating to loaning battle-flags and standards to the Mexican Veteran War Association.

H. B. No. 513: To authorize the trustees of Poland township, Mahoning county, Ohio, to purchase the necessary grounds for a cemetery.

H. B. No. 526: To authorize the board of education of Napoleon, Henry county, Ohio, to issue bonds for the redemption of other bonds.

H. B. No. 644: Reimbursing the sinking fund for moneys temporarily transferred to the general revenue and asylum funds.

H. B. No. 547: Making appropriation for the support of common schools.

H. J. R. No. 73: Relating to paying taxes on Virginia military lands.

L. M. STRONG,  
GEO. W. MOORE,  
H. R. SMITH,  
JOHN F. LOCKE,

C. R. HARMON,  
W. T. WALLACE,  
JNO. HARDY.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The Speaker of the House of Representatives has, in the presence of the House, signed the following bill:

H. B. No. 550: To provide for the issue and payment of bonds by the county commissioners of Scioto county, Ohio, to meet and provide for a deficiency in the county current fund.

Attest:

D. J. EDWARDS, *Clerk.*

The President of the Senate, in the presence of the Senate, signed said bill.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has indefinitely postponed the following bill:

S. B. No. 125: To amend sections 709 and 710 of the Revised Statutes of Ohio. (R. S., pp. 332, 333.)

Attest:

D. J. EDWARDS, *Clerk.*

Mr. Tyler submitted the following report:

The committee on Finance, to whom was referred S. B. No. 294: To authorize the village of Ashland, Ashland county, Ohio, to borrow money to build a town hall—having had the same under consideration, report it back, and recommend its passage.

THOS. M. BEEP,  
B. EGGLESTON,  
GEO. P. TYLER,

B. WILKINS,  
P. HITCHCOCK,  
C. S. PARKER.

Said bill was ordered to be engrossed, and read the third time to-morrow.

Mr. Beer moved to reconsider the vote by which S. B. No. 274 was indefinitely postponed.

Which was agreed to.

On motion of Mr. Richards, said bill was referred to the committee on Judiciary.

Mr. Van Cleef moved to reconsider the vote by which S. B. No. 278 was lost.

On which motion the yeas and nays were demanded, taken, and result—yeas 16 nays 14, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Beer, Carran, Cline, Eggleston, Entekin, Fleischmann, Jackson, Kelly, Kirby of Wyandot, Marriott, O'Hagan, Salzgeber, Tyler, Van Cleef, and Wilkins of Tuscarawas—16.

Those who voted in the negative were—

Messrs. Carlsle, Cramer, Harper, Hartshorn, Hitchcock, Hollingsworth, Kirby of Hamilton, Moore, Parker, Perkins, Pond, Richards, Sinks, and Sullivan—14.

So the motion was agreed to.

Mr. Wilkins moved to lay said bill upon the table.

On which motion the yeas and nays were demanded, taken, and result—yeas 17, nays 14, as follows:

Those who voted in the affirmative were—

Messrs. Beer, Carran, Cline, Eggleston, Entekin, Fleischmann, Harper, Harr, Jackson, Kirby, Kirby of Wyandot, Marriott, O'Hagan, Salzgeber, Tyler, Van Cleef, and Wilkins of Tuscarawas—17.

Those who voted in the negative were—

Messrs. Carlsle, Cramer, Hartshorn, Hitchcock, Hollingsworth, Kirby of Hamilton, Moore, Parker, Perkins, Pond, Richards, Sinks, Strong, and Sullivan—14.

So the motion was agreed to.

On motion of Mr. Carran, the Senate adjourned.

Attest:

J. C. DONALDSON, *Clerk*.

FRIDAY, February 4, 1881—10 O'CLOCK A.M.

The Senate met pursuant to adjournment.

Prayer by Rev. W. E. Moore.

The Journal was read and approved.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has passed the following bill, in which the concurrence of the Senate is requested:

H. B. No. 698—House Judiciary Committee: To amend section 3470 of the Revised Statutes of Ohio.

Attest:

D. J. EDWARDS, *Clerk*.

Said bill was read the first time.

Mr. Pond demanded a call of the Senate.

Leave of absence was asked and granted Messrs. Carran and Fleischmann.

A call was then had, and the following Senators answered to their names:

Messrs. Beebe, Beer, Carlisle, Cline, Creamer, Eggleston, Harper, Hitchcock, Horr, Holmgren, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriot, Moore, Mounts, O'Hagan, Parker, Perkins, Pollard, Pond, Richards, Schaeffer, Sicks, Strong, Sullivan, Tyler, Van Cleef and Wickes of Tuscarawas—30.

On motion of Mr. Pond, further proceedings under the call were dispensed with.

Mr. Pond moved that the constitutional rule requiring bills to be read on three different days be dispensed with, that said bill H. B. No. 498 may be read the second time by its title.

On which motion the yeas and nays were taken, and resulted—yeas 28, nays 10 as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Beer, Carlisle, Cline, Creamer, Eggleston, Harper, Hitchcock, Horr, Holmgren, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriot, Moore, Mounts, O'Hagan, Parker, Perkins, Pond, Pollard, Richards, Schaeffer, Strong, Sullivan, Tyler, and Van Cleef—28.

So the motion was agreed to, and said bill was read the second time and referred to the committee on Judiciary.

Bills were read the second time, and referred as follows:

S. B. No. 300: To amend sections 1260, 1261, 1262, and 1263 of the Revised Statutes.

To committee on Fees and Salaries.

S. B. No. 301: For the relief of Thomas Meyers, late treasurer of Amudatownship, Fairfield county, Ohio.

To a select committee of three, consisting of Messrs. Carlisle, Beer, and Beebe.

S. B. No. 302: To authorize certain townships to purchase certain real estate for railroad purposes, to construct machine shops, and to issue bonds thereon, and to authorize additional taxation to meet the principal and interest on said bonds.

To committee on Railroads, Turnpikes, and Telegraphs.

S. B. No. 303: To amend section 4476 of the Revised Statutes.

To committee on Ditches and Drains.

S. B. No. 304: To provide for furnishing a series of readers for the use of the common schools of the State.

To committee on Schools.

S. B. No. 305: To amend section 6302 of the Revised Statutes.

To committee on Judiciary.

S. B. No. 306: Supplementary to the act relating to cities of the first class having a population exceeding 150,000 inhabitants, passed May 4, 1869.

To a select committee of three, consisting of Messrs. Eggleston, Fleischmann, and Kirby of Hamilton.

S. B. No. 307: To regulate the charges for sleeping and palace cars or coaches within the State of Ohio.

To committee on Municipal Corporations.

S. B. No. 308: To authorize the issue of bonds to supply certain de-

iciencies in cities of the first grade of the first class, and for other purposes.

To committee on Municipal Corporations.

Mr. Van Cleaf submitted the following report :

The committee on Revision has examined, and found correctly engrossed, S. B. No. 294 and S. B. No. 298.

A. R. VAN CLEAF,  
A. R. CREAMER,  
F. M. MARRIOTT.

S. B. No. 294: To authorize the village of Ashland, Ashland county, Ohio, to borrow money to build a town hall—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 29, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Beer, Carlisle, Cline, Eggleston, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pond, Richards, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, and Wilkins of Tuscarawas—29.

So the bill passed. The title was agreed to.

S. B. No. 298: To authorize certain incorporated villages to construct machine shops, and to issue bonds therefor—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 25, nays 1, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Beer, Carlisle, Cline, Creamer, Eggleston, Harper, Hartshorn, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Saltzgaber, Sinks, Sullivan, Tyler, and Wilkins of Tuscarawas—25.

Mr. Hitchcock voted in the negative.

So the bill passed. The title was agreed to.

The following bills were introduced, and read the first time:

S. B. No. 311—Mr. Pond: More effectually to provide against the evils resulting from the traffic in intoxicating liquors.

S. B. No. 312—Mr. Van Cleaf: To amend section 715 of the Revised Statutes.

Mr. Pond submitted the following report:

The committee on Judiciary, to whom was referred H. B. No. 553: To amend section 6336 of the Revised Statutes—having had the same under consideration, report it back, and recommend its passage.

F. B. POND,	G. M. SALTZGABER,
D. A. HOLLINGSWORTH,	LYMAN J. JACKSON,
R. G. RICHARDS,	F. M. MARRIOTT.

Said bill was ordered to be read the third time on next Wednesday.

Mr. Pond submitted the following report:

The committee on Judiciary, to whom was referred H. B. No. 698: To amend section 3470 of the Revised Statutes of Ohio—having had the same under consideration, report it back, and recommend its passage.

F. B. POND,	F. M. MARRIOTT,
G. M. SALTZGABER,	LYMAN J. JACKSON,
D. A. HOLLINGSWORTH,	R. G. RICHARDS.

Mr. Pond moved that the constitutional rule requiring bills to be read on three different days be dispensed with, that said H. B. No. 698 may be read the third time.

On which motion the yeas and nays were demanded, taken, and resulted—yeas 30, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Beer, Cline, Creamer, Eggleston, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pollard, Pond, Richards, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, and Wilkins of Tuscarawas—30.

So the motion was agreed to, and the bill was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 28, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beer, Carlisle, Cline, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pond, Richards, Saltzgaber, Sinks, Strong, Sullivan, Van Cleaf, and Wilkins of Tuscarawas—28.

So the bill passed The title was agreed to.

Mr. Beer submitted the following report:

The committee on Finance, to whom was referred H. B. No. 643: Making appropriations to pay the principal and interest on the public debt, and expenses of the Commissioners of the Sinking Fund—having had the same under consideration, report it back, with following amendments, and recommend its passage when so amended:

At the end of line 12 add, "or so much thereof as may be necessary to pay the interest falling due July 1, 1881, and January 1, 1882."

THOS. M. BEER,  
GEO. P. TYLER,

C. S. PARKER,  
B. EGGLESTON.

Said amendments were agreed to.

Said bill was ordered to be engrossed, and read the third time on next Tuesday.

Mr. Sullivan submitted the following report:

The committee on Claims, to whom was referred S. B. No. 259: For the payment of the claim of S. N. Field and Jacob Hilderbrand—having had the same under consideration, report it back, with following amendments, and recommend its passage when so amended:

In line 20, strike out the word "claim," and insert the word "vouchers," in lieu thereof.

JNO. A. SINKS,  
J. L. MOUNTS,

J. J. SULLIVAN,  
F. B. POND.

Said amendments were agreed to.

Said bill was ordered to be engrossed at the Clerk's desk.

On motion of Mr. Beer, the rules were suspended and said bill read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 26, nays 2, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Beer, Carlisle, Cline, Creamer, Eggleston, Harper,

Hartshorn, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, Perkins, Pollard, Richards, Saltzgaber, Sinks, Sullivan, Tyler, Van Cleaf, and Wilkins of Tuscarawas—26.

Those who voted in the negative were—

Messrs. Parker and Strong—2.

So the bill passed.

The title was amended by striking out the word "claim," and inserting the word "vouchers" in lieu thereof—and was then agreed to.

Mr. Sullivan submitted the following report:

The committee on Claims, to whom was referred H. J. R. No. 84: To provide for the sale of old books in the packing room of the State House—having had the same under consideration, report it back, with following amendment, and recommend its adoption when so amended:

Insert after the word "instructed," in line 10, the words "to furnish and deliver to each of the benevolent, penal, reformatory and educational institutions of the State, and to such other educational institutions or public libraries as may call for them, a full set, or as nearly as may be, of the State, executive, legislative and other documents, from the organization of the State to, and including the year 1881, and."

JNO. F. SINKS,

J. L. MOUNTS,

F. B. POND,

C. S. PARKE,

L. M. STRONG,

J. J. SULLIVAN.

Said amendment was agreed to.

Mr. Sinks moved to amend said resolution by inserting the word "other" after the word "such," in line 11.

Which was agreed to.

Mr. Hitchcock moved to refer said resolution to the committee on Public Printing.

Which was disagreed to.

Mr. Harper moved to recommit the resolution to the committee on Claims.

Which was disagreed to.

Mr. Hartshorn moved to strike out the preamble of said resolution.

Which was disagreed to.

Mr. Harper moved to amend the resolution by striking out the words "as may call for them."

Which was disagreed to.

Mr. Van Cleaf moved to amend the resolution as follows:

In line 4, strike out the words "and worthless."

And insert after the word "publications," in line 5, the words "many of which are worthless, and in bad condition."

Which was agreed to.

Mr. Harper moved to amend said resolution as follows:

After the end thereof, to insert: "Provided, that no sale or disposition of the same shall be made within six months after the adoption of this resolution."

Which was disagreed to.

Mr. Marriott moved to reconsider the vote by which the amendments reported by the committee on Claims were adopted.

On which motion the yeas and nays were demanded, taken, and resulted—yeas 13, nays 17, as follows:

Those who voted in the affirmative were—  
Messrs. Beer, Carlisle, Creamer, Eggleston, Kirby of Wyandot, Marriott, Moore, Pollard, Richards, Saltzgaber, Tyler, Van Cleaf, and Wilkins of Tuscarawas—13.

Those who voted in the negative were—  
Messrs. Beebe, Cline, Entrekin, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Kelly, Kirby of Hamilton, Mounts, Parker, Perkins, Pond, Sinks, Strong, and Sullivan—17.

So the motion was disagreed to.

Mr. Beer moved to lay said resolution on the table.

Which was disagreed to.

The question then recurring on the adoption of said resolution, the yeas and nays were ordered, taken, and resulted—yeas 26, nays 1, as follows :

Those who voted in the affirmative were—

Messrs. Carlisle, Cline, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, Perkins, Pollard, Pond, Richards, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, and Wilkins of Tuscarawas—26.

Mr. Parker voted in the negative.

So the resolution was adopted.

On motion of Mr. Sinks, the Senate took a recess.

THREE O'CLOCK P. M.

Mr. Saltzgaber submitted the following report :

The committee on Municipal Corporations, to whom was referred substitute for H. B. No. 276: To amend section 2711 of the Revised Statutes of Ohio—having had the same under consideration, report it back, and recommend its passage.

B. EGGLESTON,	G. M. SALTZGABER,
A. R. VAN CLEAF,	CHAS. FLEISCHMANN.

Said bill was ordered to be read the third time on Tuesday next.

Mr. Van Cleaf submitted the following report :

The committee on Municipal Corporations, to whom was referred substitute for H. B. No. 275: To amend sections 2701, 2704, and 2705 of the Revised Statutes of Ohio—having had the same under consideration, report it back, and recommend its passage.

A. R. VAN CLEAF,	G. M. SALTZGABER,
B. EGGLESTON,	H. E. O'HAGAN.

Said bill was ordered to be read the third time on next Tuesday.

Mr. Eggleston submitted the following report :

The committee on Municipal Corporations, to whom was referred H. B. No. 193: To amend sections 1732 and 1736 of the Revised Statutes—having had the same under consideration, report it back, and recommend its passage.

A. R. VAN CLEAF,	CHAS. FLEISCHMANN,
G. M. SALTZGABER,	B. EGGLESTON.

Said bill was ordered to be read the third time on next Tuesday.

Mr. Van Cleaf submitted the following report:

The committee on Municipal Corporations, to whom was referred S. B. No. 266: To constitute section 1 (7016a) Revised Statutes—having had the same under consideration, report it back with following amendments, and recommend its passage when so amended:

In line 17, section 1, strike out the word "and" and insert the word "or."

Add the following section:

Sec. 2. This act shall take effect and be in force from and after its passage.

A. R. VAN CLEAF,	G. M. SALTZGABER,
B. EGGLESTON,	H. E. O'HAGAN.

Said amendments were agreed to.

Said bill was ordered to be engrossed, and read the third time on next Tuesday.

Mr. Eggleston submitted the following report:

The committee on Municipal Corporations, to whom was referred S. B. No. 264: To amend section 2004 of the Revised Statutes—having had the same under consideration, report it back, and recommend its passage.

G. M. SALTZGABER,	A. R. VAN CLEAF,
B. EGGLESTON,	CHAS. FLEISCHMANN.

Said bill was ordered to be engrossed, and read the third time on next Tuesday.

Mr. Carlisle submitted the following report:

The committee on Roads and Highways, to whom was referred H. B. No. 573: To amend section 4721 of the Revised Statutes—having had the same under consideration, report it back, and recommend its passage.

B. W. CARLISLE,	P. HITCHCOCK,
JOSIAH KIRBY,	D. D. BEEBE,
GEO. W. MOORE,	J. K. POLLARD.

Said bill was ordered to be read the third time on next Tuesday.

Mr. Pollard submitted the following report:

The committee on Ditches and Drains, to whom was referred S. B. No. 303: To amend section 4476 of the Revised Statutes of Ohio—having had the same under consideration, report it back, and recommend its passage.

J. K. POLLARD,	JOHN C. ENTBEKIN,
L. M. STRONG,	G. M. SALTZGABER.

Said bill was ordered to be engrossed, and read the third time on next Tuesday.

Mr. Hitchcock submitted the following report:

The committee on Benevolent Institutions, to whom was referred S. B. No. 285: To provide for the appointment of special policemen in State public institutions—having had the same under consideration, report it back, with following amendments, and recommend its passage when so amended:

In section 1, line 3, strike out "appoint and."

In line 4, after "institution," insert "to be designated by the superintendent."



Also add at the end of the section :

"This act shall not be construed to authorize an additional employe in any institution."

P. HITCHCOCK,	D. D. BEEBE,
J. L. MOUNTS,	GEO. P. TYLER.
A. R. VAN CLEAF,	

Said amendments were agreed to.

Said bill was ordered to be engrossed, and read the third time on next Monday.

Mr. Harper submitted the following report :

The committee on Public Printing, to whom was referred H. J. R. No. 89: Directing Auditor of State to have printed and furnish State officers and heads of State institutions two copies each of appropriation bill for the expenditures of said institutions and State offices—having had the same under consideration, report it back, and recommend its adoption.

CHAS. FLEISCHMANN,	A. R. VAN CLEAF,
L. HARPER,	L. M. STRONG.
E. N. HARTSHORN,	

The question being on the adoption of said resolution, the yeas and nays were ordered, taken, and resulted—yeas 28, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Beer, Carlisle, Cline, Creamer, Eggleston, Harper, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, Parker, Perkins, Pollard, Pond, Richards, Saltzgaber, Sinks, Strong, Sullivan, Tyler, and Van Cleaf—28.

So the resolution was adopted.

Mr. Van Cleaf submitted the following report :

The committee on Public Printing, to whom was referred H. J. R. No. 86: Providing for the printing of additional copies of the report of Auditor of State—having had the same under consideration, report it back, and recommend its adoption.

CHAS. FLEISCHMANN,	A. R. VAN CLEAF,
L. HARPER,	E. N. HARTSHORN.
L. M. STRONG,	

The question being on the adoption of said resolution, the yeas and nays were ordered, taken, and resulted—yeas 25, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Beer, Carlisle, Cline, Creamer, Eggleston, Harper, Hitchcock, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Parker, Perkins, Pollard, Pond, Richards, Saltzgaber, Sinks, Tyler, Van Cleaf, and Wilkins of Tuscarawas—25.

So the resolution was adopted.

Mr. Carlisle submitted the following report :

The select committee to whom was referred S. B. No. 301: For the relief of Thomas Myers, of Amanda township, in Fairfield county—having had the same under consideration, report it back, and recommend its passage.

B. W. CARLISLE,  
THOS. M. BEER,  
D. D. BEEBE.

Said bill was ordered engrossed.

Mr. Carlisle moved that the constitutional rule requiring bills to be read on three different days be dispensed with, that said S. B. No. 301 may be read the third time.

On which motion the yeas and nays were taken and resulted—yeas 28, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Beer, Carlisle, Cline, Creamer, Eggleston, Entrekin, Harper, Hitchcock, Horr, Hollingsworth, Jackson, Kirby of Hamilton, Kirby of Wyandot, Moore, Mounts, O'Hagan, Parker, Perkins, Pollard, Pond, Richards, Sinks, Strong, Sullivan, Tyler, Van Cleaf, and Wilkins of Tuscarawas—28.

So the constitutional rule was dispensed with, and the bill was read the third time.

Mr. Hitchcock moved to refer said bill (S. B. No. 301) to a select committee of one, with instructions to amend as follows:

Strike out the word "majority" where it occurs, and insert "two-thirds."

Which was agreed to.

The President *pro tem.* appointed Mr. Hitchcock said committee, who reported the bill back amended as instructed.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 28, nays 1, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Beer, Carlisle, Cline, Creamer, Eggleston, Entrekin, Harper, Hitchcock, Horr, Jackson, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pollard, Pond, Richards, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, and Wilkins of Tuscarawas—28.

Mr. Hollingsworth voted in the negative.

So the bill passed. The title was agreed to.

Mr. Moore moved that the committee on Privileges and Elections be discharged from further consideration of S. B. No. 279.

Which was agreed to.

Said bill was ordered to be engrossed, and read the third time on next Tuesday.

Mr. Strong submitted the following report:

The joint committee on Enrollment have examined, and found correctly enrolled, the following bills and joint resolutions:

S. B. No. 289: To authorize certain municipal corporations to construct machine shops, and issue bonds therefor.

S. J. R. No. 64: Relative to admitting Frank Gilmore into Athens Asylum for Insane.

S. J. R. No. 50: To admit the children of David I. Devor into the Soldiers' and Sailors' Orphans' Home.

H. B. No. 520: To provide an additional sum to complete and further improve fair grounds for the use of county agricultural associations.

S. J. R. No. 62: Relative to the printing of 500 additional copies of the memorial of the State Bar Association.

J. K. POLLARD,  
L. M. STRONG,  
J. L. CORYELL,  
C. R. HARMON,

GEO. W. MOORE,  
H. R. SMITH,  
JOHN F. LOCKE,  
JNO. HARDY.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The Speaker of the House of Representatives has, in the presence of the House, signed the following bills and joint resolutions:

S. B. No. 289: To authorize certain municipal corporations to construct machine shops and issue bonds therefor.

H. B. No. 520: To provide an additional sum to complete and further improve fair grounds for the use of county agricultural associations.

S. J. R. No. 50: To admit the children of David I. Devor into the Soldiers' and Sailors' Orphans' Home.

S. J. R. No. 64: Relative to admitting Frank Gilmore into Athens Asylum for the Insane.

S. J. R. No. 62: Relative to the printing of 500 additional copies of the memorial of the State Bar Association.

Attest:

D. J. EDWARDS, *Clerk*.

The President *pro tem.* of the Senate, in presence of the Senate, signed said bills and joint resolutions.

Mr. Strong submitted the following report:

The joint committee on Enrollment have examined, and found correctly enrolled, the following bills:

S. B. No. 260: To authorize the council of the village of New Lexington, Perry county, to issue bonds and to transfer certain funds.

S. B. No. 267: To authorize the township trustees of Steubenville township, Jefferson county, Ohio, to transfer certain funds therein named.

S. B. No. 247: To amend section 1 of an act entitled "an act to authorize the county commissioners of Cuyahoga county to build a monument or memorial tablet commemorative of the deceased soldiers and sailors of said county, and to purchase a site therefor."

GEO. W. MOORE,  
W. T. WALLACE,  
JOHN F. LOCKE,  
J. B. PAINE,

L. M. STRONG,  
H. R. SMITH,  
C. R. HARMON.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The following bills have been introduced in the House of Representatives, and read the first time:

H. B. No. 699—Mr. Lacey: To confer upon justices of the peace final jurisdiction in the trial of certain offenses.

H. B. No. 700—Mr. Brown of Putnam: To authorize the re-recording of the original petition, plat, and articles of incorporation of the village of Columbus Grove, Putnam county, Ohio, and for other purposes.

H. B. No. 701—Mr. Brown of Putnam: To authorize certain townships to build railroads and to lease or operate the same.

Attest:

D. J. EDWARDS, *Clerk*.

## MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The Speaker of the House of Representatives has, in the presence of the House, signed the following bills:

S. B. No. 247: To amend section 1 of an act entitled "an act to authorize the county commissioners of Cuyahoga county to build a monument or memorial tablet commemorative of the deceased soldiers and sailors of said county, and to purchase a site therefor."

S. B. No. 260: To authorize the council of the village of New Lexington, Perry county, to issue bonds and to transfer certain funds.

S. B. No. 267: To authorize the township trustees of Steubenville township, Jefferson county, Ohio, to transfer certain funds therein named.

Attest:

D. J. EDWARDS, *Clerk.*

The President *pro tem.* of the Senate, in the presence of the Senate, signed said bills.

Mr. Hitchcock offered the following joint resolution:

S. J. R. No. 65: *Resolved by the General Assembly of the State of Ohio,* That there be appointed a joint committee of three Senators and \_\_\_\_\_ members of the House of Representatives, to which shall be referred all proposed measures of constitutional amendment.

Under the rules, said resolution went over.

Mr. Sinks offered the following resolution, which was referred to the committee on Public Buildings:

S. J. R. No. 66: *Be it resolved by the General Assembly of the State of Ohio,* That the Adjutant-General be required to take charge of and keep in repair the electrical gas-lighting apparatus in the halls of the Senate and House of Representatives.

The following communication was read by the President *pro tem.*:

HON. R. G. RICHARDS, *President pro tem. of the Senate:*

SIR: The business of the session has advanced to such a stage that additional clerical assistance is required.

I therefore request the authority to appoint one additional clerk.

Respectfully,

J. C. DONALDSON, *Clerk.*

Mr. Pond offered the following resolution:

S. R. No. 85: *Resolved,* That the Clerk of the Senate be authorized to appoint an additional clerk for the remainder of the session, and that he be allowed the same compensation as other clerks receive for the time employed; and the President of the Senate is hereby authorized to certify in his favor for the same.

The question being on the adoption of said resolution, the yeas and nays were ordered, taken, and resulted—yeas 25, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Beer, Carlisle, Cline, Creamer, Eggleston, Entrekin, Harper, Horr, Hollingsworth, Kirby of Wyandot, Marriott, Moore, Parker,

Perkins, Pollard, Pond, Richards, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, and Wilkins of Tuscarawas—25.

So the resolution was adopted.

Mr. O'Hagan asked and obtained indefinite leave of absence on account of sickness in his family.

On motion of Mr. Eggleston, the Senate adjourned.

Attest :

J. C. DONALDSON, *Clerk*.

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SATURDAY, February 5, 1881—10 o'clock A.M.

The Senate met pursuant to adjournment.

Prayer by Rev. Dr. Moore.

The Journal was read and approved.

Mr. Hollingsworth presented the petition of Milton Harvey, and 113 other citizens of Harrison county, praying for the passage of an act to protect the homes of the people, and to provide against the evils resulting from the traffic in intoxicating liquors.

Which was referred to the committee on Sanitary Laws and Regulations.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President :*

The following bills have been introduced in the House of Representatives, and read the first time :

H. B. No. 699—Mr. Lacey : To confer upon justices of the peace final jurisdiction in the trial of certain offenses.

H. B. No. 700—Mr. Brown of Putnam : To authorize the re-recording of the original petition, plat, and articles of incorporation of the village of Columbus Grove, Putnam county, and for other purposes.

H. B. No. 701—Mr. Brown of Putnam : To authorize certain townships to build railroads, and to lease or operate the same.

Attest :

D. J. EDWARDS, *Clerk*.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President :*

The House of Representatives has passed the following bill, in which the concurrence of the Senate is requested :

H. B. No. 572—Mr. Moore of Washington : To amend sections 6445 and 6446 of the Revised Statutes.

Attest :

D. J. EDWARDS, *Clerk*.

Said bill was read the first time.

Mr. Marriott offered the following resolution, which was unanimously adopted:

S. R. No. 86: *Resolved*, That we learn with profound sorrow of the decease of the beloved wife of our fellow Senator, T. J. Pringle, of Clarke county, and we extend to him and his family our deep and heartfelt sympathy in their sad bereavement.

*Resolved*, That the Clerk of the Senate be directed to transmit a copy of this resolution to the Senator.

Mr. Hollingsworth offered the following joint resolution, which was referred to the committee on Judiciary:

S. J. R. No. 67: *Resolved by the General Assembly of the State of Ohio*, That our Senators in Congress, in view of the high character, acknowledged ability, and superior attainments of Stanley Matthews as a lawyer, be requested to vote for and use every honorable means to secure his confirmation as an Associate Justice of the Supreme Court of the United States.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The Speaker of the House of Representatives has, in the presence of the House, signed the following bill:

H. B. 698: To amend section 3470 of the Revised Statutes of Ohio.

Attest:

D. J. EDWARDS, *Clerk*.

The President *pro tem.* of the Senate, in the presence of the Senate, signed said bill.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The Speaker of the House of Representatives has, in the presence of the House, signed the following joint resolutions:

S. J. R. No. 49: Relative to counting the vote for State officers.

S. J. R. No. 58: Relative to binding the Report of the Commissioner of Common Schools.

S. J. R. No. 60: Providing for printing 16,000 additional copies of the Report of the Secretary of State for 1880.

Attest:

D. J. EDWARDS, *Clerk*.

The President *pro tem.* of the Senate, in the presence of the Senate, signed said joint resolutions.

Mr. Pollard submitted the following report:

The joint committee on Enrollment have examined, and found correctly enrolled, the following joint resolutions:

S. J. R. No. 58: Relative to binding the Report of the Commissioner of Common Schools.

S. J. R. No. 49: Relative to counting the vote for State officers.

S. J. R. No. 60: Providing for printing 16,000 additional copies of the Report of the Secretary of State.

GEO. W. MOORE,  
J. K. POLLARD,  
H. R. SMITH,  
C. R. HARMON,

JNO. HARDY,  
W. T. WALLACE,  
J. L. CORYELL.

On motion of Mr. Pond, the Senate adjourned until 3 o'clock on Monday afternoon.

Attest:

J. C. DONALDSON, *Clerk*.

MONDAY, *February 7, 1881*—3 o'clock P.M.

The Senate met pursuant to adjournment.

Prayer by Rev. Dr. Bailey.

The Journal was read and approved.

Bills were read the second time, and referred as follows:

S. B. No. 309: To authorize the commissioners of Knox county to transfer funds from the tax on dogs to the Knox County Agricultural Society.

To committee on Agriculture.

S. B. No. 310: To authorize the county commissioners of Hamilton county to levy a tax for the opening or grading and completing of an avenue known as Glenway West.

To committee on Roads and Highways.

S. B. No. 311: More effectually to provide against the evils resulting from the traffic in intoxicating liquors.

To committee on Judiciary.

S. B. No. 312: To amend section 715 of the Revised Statutes.

To committee on Benevolent Institutions.

On motion of Mr. Kelly, S. B. No. 285: To provide for the appointment of special policemen in State institutions—was informally passed.

The following bill were introduced and read the first time:

S. B. No. 313—Mr. Van Cleaf: To amend section 3906 of the Revised Statutes of Ohio.

Mr. Moore submitted the following report:

The committee on Roads and Highways, to whom was referred H. B. No. 568: To authorize the commissioners of Scioto county to complete certain unfinished portions of the turnpikes in said county, and to levy tax to pay for same—having had the same under consideration, report it back, and recommend its passage.

GEO. W. MOORE,  
JOSIAH KIRBY,

D. D. BEEBE,  
B. W. CARLISLE.

Said bill was ordered to be read the third time to-morrow.

Mr. Mounts presented the memorial of the Warren County Horticul-

Tuesday, February 8, 1881.

tural Society, asking for the establishment of a Botanical and Horticultural Department at the State University.

Which was referred to the committee on Universities, Colleges, and Academies.

Mr. Kelly offered the following joint resolution, which was referred to the committee on Mines and Mining:

S. J. R. No. 68: *Be it resolved by the General Assembly of the State of Ohio,* That the Secretary of State be authorized to have mounted, not to exceed five, of the geological maps of Ohio, for each member of the General Assembly.

On motion of Mr. Pollard, the Senate adjourned.

Attest:

J. C. DONALDSON, *Clerk.*

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TUESDAY, February 8, 1881—10 o'clock A.M.

The Senate met pursuant to adjournment.

Prayer by Rev. Dr. Bailey.

The Journal was read and approved.

The following bill was read the second time, and referred to the committee on Railroads, Turnpikes and Telegraphs:

H. B. No. 572: To amend sections 6445 and 6446 of the Revised Statutes.

Mr. Van Cleaf submitted the following report:

The committee on Revision has examined, and found correctly engrossed, S. B. Nos. 264, 285, 303, 266, 279, and H. B. No. 643.

A. R. VAN CLEAF,  
A. R. CREAMER,  
F. M. MARRIOTT.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has passed the following bills, in which the concurrence of the Senate is requested:

H. B. No. 648—Mr. Kerr: To distribute the surplus dog tax in Columbiana county.

H. B. No. 590—Mr. Koons: For the relief of David Cline, deceased, treasurer of Clay township, Knox county.

H. B. No. 646—Mr. Carlisle: Supplementary to the act relating to incorporated villages which by the federal census of 1870 had, and which by any subsequent federal census may have, a population of 1087, as amended April 16, A.D. 1879 (Revised Statutes of Ohio, sections 8356 and 8367), an act supplementary thereto, passed March 30, A.D. 1880 (vol. 77, page 91, Ohio Laws.)

H. B. No. 671—Mr. Spetnagle: To authorize the commissioners of



Ross county to levy a tax for the purpose of constructing, extending, or finishing free turnpikes.

Attest :

D. J. EDWARDS, *Clerk*.

Said bills were read the first time.

S. B. No. 285 : To provide for the appointment of special policemen in State institutions—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 28, nays none, as follows :

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Carlisle, Creamer, Entrekin, Fleischmann, Harper, Hartshorn, Hitchcock, Hollingsworth, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pollard, Richards, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, and Wilkins of Fulton—28

So the bill passed The title was agreed to.

H. B. No. 643 : Making appropriations to pay the principal and interest on the public debt, and the expenses of the Commissioners of the Sinking Fund—was read the third time, and further consideration postponed until to-morrow.

Sub. for H. B. No. 276 : To amend section 2711 of the Revised Statutes of 1880—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 27, nays none, as follows :

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Carlisle, Entrekin, Fleischmann, Harper, Hartshorn, Hitchcock, Hollingsworth, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pollard, Richards, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, and Wilkins of Fulton—27.

So the bill passed.

The title was amended by striking out the figures "1880," and inserting the word "Ohio," and was then agreed to.

S. B. No. 264 : To amend section 2004 of the Revised Statutes—was read the third time.

Mr. Sinks moved to refer said bill (S. B. No. 264) to a select committee of one, with instructions to amend as follows :

Insert, in line 2, after the word "Statutes," the words "of Ohio."

Which was agreed to.

The President *pro tem.* appointed Mr. Sinks such committee, who reported the bill back amended as instructed.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 19, nays 8, as follows :

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Entrekin, Fleischmann, Hartshorn, Hollingsworth, Kelly, Kirby of Hamilton, Kirby of Wyandot, Moore, Mounts, Perkins, Pollard, Richards, Saltzgaber, Sinks, Strong, Tyler, and Wilkins of Tuscarawas—19.

Those who voted in the negative were—

Messrs. Carlisle, Creamer, Harper, Marriott, Parker, Sullivan, Van Cleaf, and Wilkins of Fulton—8.

So the bill passed.

The title was amended by adding at the end thereof the words "of Ohio," and was then agreed to.

Sub. for H. B. No. 275: To amend sections 2701, 2704, and 2705 of the Revised Statutes of Ohio—was read the third time, and further consideration postponed till next Thursday.

H. B. No. 193: To amend sections 1732 and 1736 of the Revised Statutes—was read the third time, and informally passed.

S. B. No. 266: To constitute section 1 (7016a) Revised Statutes—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 26, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Carlisle, Creamer, Fleischman, Harper, Hartshorn, Hitchcock, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pollard, Richards, Saltzgaber, Sinks, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—26

So the bill passed.

On motion of Mr. Hitchcock, the vote by which said bill was passed was reconsidered.

The question recurring on the passage of the bill, on motion of Mr. Tyler, the bill was referred to a select committee of one.

The President appointed Mr. Tyler such committee.

H. B. No. 373: To amend section 4721 of the Revised Statutes—was read the third time.

Mr. Hitchcock moved to refer said bill (H. B. No. 573) to a select committee of one, with instructions to amend as follows:

In line 2, after the word "Statutes," insert "of Ohio."

Which was agreed to.

Mr. Hitchcock was appointed such committee, who reported the bill back, amended as instructed.

On motion of Mr. Carlisle, the bill was laid upon the table.

S. B. No. 303: To amend section 4476 of the Revised Statutes of Ohio—as read the third time

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 25, nays 1, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Carlisle, Carran, Creamer, Harper, Hartshorn, Hitchcock, Hollingsworth, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, Perkins, Pollard, Richards, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—25.

Mr. O'Hagan voted in the negative.

So the bill passed. The title was agreed to

H. B. No. 568: To authorize the commissioners of Scioto county to complete certain unfinished portions of free turnpikes in said county, and to levy tax to pay for same—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 25, nays 1, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Carlisle, Creamer, Fleischmann, Harper, Hartshorn, Hitchcock, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pollard, Sinks, Strong, Sullivan, Tyler, and Wilkins of Fulton—25.

Mr. Richards voted in the negative.

So the bill passed.

The title was amended by adding, after the word "authorize," the words "and direct," and was then agreed to.

On motion of Mr. Kelly, the Senate took a recess.

THREE O'CLOCK P.M.

S. B. No. 279: To amend section 1448 of the Revised Statutes of Ohio—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 12, nays 12, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Creamer, Harper, Hollingsworth, Jackson, Kirby of Wyandot, Moore, Richards, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—12.

Those who voted in the negative were—

Messrs. Carlisle, Cline, Fleischmann, Hartshorn, Horr, Kelly, Kirby of Hamilton, Mounts, Perkins, Pollard, Saltzgaber, and Sinks—12.

So the bill was lost.

The following bill was introduced and read the first time:

S. B. No. 314—Mr. Harper: To amend section 1 of an act to regulate the construction, enlargement, changes in, and conduct and management of water works in certain cities, and to authorize the issue of bonds in connection therewith, passed January 18, 1881.

Mr. Harper moved that the constitutional rule requiring bills to be read on three different days be dispensed with, that said bill (S. B. No. 314) may be read the second time by its title.

On which motion the yeas and nays were taken, and resulted—yeas 31, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Carlisle, Carran, Cline, Creamer, Entrekin, Fleischmann, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pollard, Richards, Saltzgaber, Sinks, Sullivan, Tyler, Van Cleaf, and Wilkins of Fulton—31.

So the constitutional rule was dispensed with, and said bill was read the second time by its title.

Mr. Harper moved that the constitutional rule requiring bills to be read on three different days be dispensed with, that said bill H. B. No. 314) may be read the third time.

On which motion the yeas and nays were ordered, taken, and resulted—yeas 32, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Carlisle, Carran, Cline, Creamer, Entrekin, Fleischmann, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Pollard, Richards, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—32.

So the constitutional was dispensed with, and said bill was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 30, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Carlisle, Carran, Cline, Creamer, Entrekin, Fleischmann, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Moore, Mounts, O'Hagan, Parker, Perkins, Richards, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—30.

So the bill passed. The title was agreed to

Bills were introduced and read the first time, as follows :

S. B. No. 315—Mr. O'Hagan : To amend section 1 of an act to authorize certain incorporated villages to build railroads, and to lease or operate the same, passed April 16, 1880. (O. L., vol. 77, page 272.)

S. B. No. 316—Mr. O'Hagan : To authorize certain townships to build railroads, and to lease or operate the same. .

S. B. No. 317—Mr. Harper : To authorize the city council of Mt. Vernon to issue bonds and borrow money for the erection of a building for the use of said city.

Mr. Kelly submitted the following report :

The committee on Mines and Mining, to whom was referred S. J. R. No. 68 : Authorizing Secretary of State to mount geological maps of Ohio for members of assembly—having had the same under consideration, report it back, and recommend its adoption.

LINDSEY KELLY,	H. B. PERKINS,
LYMAN J. JACKSON,	F. M. ATKINSON,
J. J. SULLIVAN,	A. R. CREAMER.

The question being on the adoption of said resolution, the yeas and nays were ordered, taken, and resulted—yeas 21, nays none, as follows :

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Carlisle, Cline, Creamer, Hartshorn, Horr, Hollingsworth, Kelly, Kirby of Hamilton, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Richards, Sullivan, Tyler, Van Cleaf, and Wilkins of Fultons—21.

So the resolution was adopted.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President :*

The House of Representatives has refused to concur in the passage of S. B. No 287 : To fix the salary of the Clerk of the Supreme Court.

Attest:

D. J. EDWARDS, *Clerk.*

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President :*

The Speaker of the House of Representatives has, in the presence of the House, signed the following bills and joint resolutions :

H. J. R. No. 90 : Relative to loaning battle-flags and standards to the Mexican War Association.

H. J. R. No. 73 : Relative to paying taxes on Virginia Military lands.

H. B. No. 526 : To authorize the board of education of Napoleon, Henry county, to issue bonds for the redemption of other bonds.

H. B. No. 644: Reimbursing the sinking fund for moneys temporarily transferred to the general revenue and asylum funds.

H. B. No. 519: To authorize the trustees of Poland township, Mahoning county, Ohio, to purchase the necessary grounds for a cemetery.

H. B. No. 517: Making appropriations for the support of common schools.

Attest:

D. J. EDWARDS, *Clerk*.

The President *pro tem.* of the Senate, in the presence of the Senate, signed said bills and joint resolutions.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has concurred in the passage of the following bills:

S. B. No. 252: To authorize the commissioners of Lawrence county to levy an additional tax for road purposes.

S. B. No. 272: To authorize the commissioners of Trumbull county to compromise with the sureties of George B. Kennedy, late auditor of said county.

Attest:

D. J. EDWARDS, *Clerk*.

Mr. Hollingsworth submitted the following report:

The committee on Privileges and Elections, to whom was referred H. B. No. 389: To amend section 2958 of the Revised Statutes—having had the same under consideration, report it back, and recommend its passage.

D. A. HOLLINSWORTH,  
THOMAS J. CARRAN,  
LINDSEY KELLY,

JOSIAH KIRBY,  
M. H. KIRBY,  
B. W. CARLISLE.

Said bill was ordered to be read the third time to-morrow.

Mr. Tyler submitted the following report:

The select committee of one, to whom was referred S. B. No. 266: To constitute section 1 (7016a) Revised Statutes—having had the same under consideration, report it back with following amendment, and recommend its passage, when so amended:

After the word "that," in section 1, line 1, insert the words, "the following section be enacted as supplementary to section 7016 of the Revised Statutes, and numbered as follows: Section (7016a). That."

GEO. P. TYLER.

The amendment was agreed to.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 22, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Carlisle, Cline, Creamer, Fleischmann, Hartshorn, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Perkins, Pollard, Richards, Strong, Sullivan, Tyler, Van Cleaf, and Wilkins of Tuscarawas—22.

So the bill passed.

10 s j

Tuesday, February 8, 1881.

The title was amended by striking out the whole thereof, and substituting the following: "Supplementary to section 7016 of the Revised Statutes of Ohio," and was then agreed to.

The following communication was received and read at the Clerk's desk:

CITY CLERK'S OFFICE,

COLUMBUS, O., February 7, 1881.

*To the General Assembly of the State of Ohio:*

At a meeting of the City Council, held this evening, the following resolution was adopted:

*Resolved by the City Council of the City of Columbus, Ohio, That the General Assembly of the State of Ohio be and it is hereby respectfully, but earnestly, petitioned to make an appropriation for the improvement of the roadway on the east side of High street, in said city, from State street to Broad street, being that portion of said street bounding the west front of the Capitol grounds.*

*Resolved further, That the City Clerk of said city be and he is hereby directed to transmit a copy of this resolution to said General Assembly.*

Attest:

H. E. BRYAN, *City Clerk.*

Referred to committee on State Buildings.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has adopted the following joint resolution, in which the concurrence of the Senate is requested:

H. J. R. No. 97—Mr. Greene: Authorizing and directing Clerks of Senate and House to print lists of members and officers of General Assembly.

Attest:

D. J. EDWARDS, *Clerk.*

Referred to committee on Public Printing.

Mr. Hollingsworth submitted the following report:

The committee on Privileges and Elections to whom was referred H. B. No. 380: To amend sections 7060 and 7061 of the Revised Statutes—having had the same under consideration, report it back, and recommend its passage.

D. A. HOLLINSWORTH,  
THOMAS J. CARRAN,  
LINDSEY KELLY,

JOSIAH KERRY,  
M. H. KIRBY,  
B. W. CARLISLE.

Said bill was ordered to be read the third time to-morrow.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has concurred in the adoption of the following joint resolution:

S. J. R. No. 54: Relative to printing copies of the Journal of the Board of Equalization.

Attest:

D. J. EDWARDS, *Clerk*.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has passed the following bills, in which the concurrence of the Senate is requested:

H. B. No. 560—Mr. Ray: To amend section 3995 of the Revised Statutes.

H. B. No. 614—Mr. Groom: To authorize the commissioners of Franklin county to build a bridge across Big Darby creek, in Pleasant township, of said county, and to levy a tax for that purpose.

H. B. No. 662—Mr. Robinson: To authorize the council of the village of Marysville to issue bonds to pay for a steam fire engine.

H. B. No. 372—Mr. Lacey: To amend sections 7427 and 7422 of the act entitled "an act to revise and consolidate the general statutes of Ohio," passed June 20, 1879.

Attest:

D. J. EDWARDS, *Clerk*.

Said bills were read the first time.

Mr. Carlisle, under suspension of the rules, introduced the following bill, which was read the first time:

S. B. No. 318: To amend section 3995 of the Revised Statutes of Ohio.

Mr. Saltzgaber, under suspension of the rules, introduced the following bill, which was read the first time:

S. B. No. 319: To amend section 6577 of the Revised Statutes of Ohio.

Mr. Wilkins of Tuscarawas moved that the committee on Railroads and Telegraphs be relieved from further consideration of H. B. No. 572.

Which was agreed to.

Said bill was referred to the committee on Judiciary.

On motion of Mr. Hartshorn, the Senate adjourned.

Attest:

J. C. DONALDSON, *Clerk*.

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WEDNESDAY, February 9, 1881—10 o'clock A.M.

The Senate met pursuant to adjournment.

Prayer by Rev. Dr. Bailey.

The Journal was read and approved.

Mr. Saltzgaber presented the petition of E. S. Scott, and 100 other citizens of Delphos, Allen county, in favor of the passage of H. B. No. 320, by Mr. Stubbs.

Which was referred to the committee on Judiciary.

Bills were read the second time, and referred as follows:

H. B. No. 372: To amend sections 7427 and 7432 of the act entitled "an act to revise and consolidate the general statutes of Ohio," passed June 20, 1879.

To committee on Penitentiary.

H. B. No. 560: To amend section 3995 of the Revised Statutes.

To committee on Schools and School Lands.

H. B. No. 590: For the relief of David Cline, of Clay township, Knox county.

To committee on Finance

H. B. No. 614: To authorize the commissioners of Franklin county to build a bridge across Big Darby creek, in Pleasant township, of said county, and to levy a tax for that purpose.

To committee on Roads and Highways.

H. B. No. 648: To distribute the surplus dog tax in Columbiana county.

To committee on Agriculture.

H. B. No. 646: Supplementary to the act relating to incorporated villages, which by the federal census of 1870 had, and which by any subsequent federal census may have, a population of 1087, as amended April 16, 1879 (Revised Statutes of Ohio, sections 8356 and 8367), and an act supplementary thereto, passed March 30, 1880. (Volume 77, page 91, Ohio Laws).

To committee on Railroads, Turnpikes, and Telegraphs.

H. B. No. 662: To authorize the council of the village of Marysville to issue bonds to pay for a steam fire engine.

To committee on Municipal Corporations.

H. B. No. 671: To authorize the county commissioners of Ross county to levy a tax for the purpose of constructing, extending, or finishing free turnpikes.

To committee on Roads and Highways.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The following bills have been introduced in the House of Representatives and read the first time:

H. B. No. 702—Mr. Scott of Warren: Making partial appropriations for the benevolent, penal, and reformatory institutions of the State for the last three-quarters of the fiscal year ending November 15, 1881, and the first quarter of the fiscal year ending February 15, 1882.

H. B. No. 703—Mr. Ray: To amend sections 1774 of the Revised Statutes.

H. B. No. 704—Mr. Bloom: Supplementary to the act entitled "an act to authorize the Register of the Virginia Military District School Lands at Mansfield to close the business of his office," passed June 10, 1879.

H. B. No. 705—Mr. Vallandigham: To amend section 1221 of the Revised Statutes.

H. B. No. 706—Mr. Hopkins: To repeal section 76 of the Revised Statutes.



H. B. No. 707—Mr. Walker: To amend section 77 of the Revised Statutes.

H. B. No. 708—Mr. Walker: To amend section 974 of the Revised Statutes.

H. B. No. 709—Mr. Walker: To amend section 622 of the Revised Statutes.

H. B. No. 710—Mr. Heart: To amend sections 698 and 699 of the Revised Statutes.

H. B. No. 711—Mr. Sawyer: To amend sections 3199 and 3200 of the Revised Statutes.

H. B. No. 712—Mr. Hill of Hamilton: To amend section 1043 of the Revised Statutes.

H. B. No. 713—Mr. McConkey: To amend section 1496 of the Revised Statutes (amended April 15, 1880, Ohio Laws, volume 77, pages 265 and 266.)

H. B. No. 714—Mr. Heart: To amend section 624 of the Revised Statutes.

H. B. No. 715—Mr. Dial: To repeal sections 4774 to 4828, inclusive, of the Revised Statutes.

H. B. No. 716—Mr. Dial: To repeal section 4797 of the Revised Statutes.

H. B. No. 717—Mr. Greiner: Directing the trustees of Hopewell township, Perry county, Ohio, to levy a tax to build a town hall.

H. B. No. 718—Mr. Jones: To authorize the commissioners of Delaware county, Ohio, to levy a tax to pay certain county bonds issued to the Ashley and Delhi Gravel Road Company.

H. B. No. 719—Mr. Allen: To provide for the support of certain orphans of deceased soldiers outside of the Xenia home, and to repeal an act therein named.

H. B. No. 720—Mr. Chapman: To amend section 1319 of the Revised Statutes.

H. B. No. 721—Mr. Clement (by request): To authorize township trustees to purchase certain books and blanks for the use of justices of the peace.

H. B. No. 722—Mr. Greene: Supplementary to an act entitled "an act to revise and consolidate the general statutes of Ohio," passed June 20, 1879, and took effect January 1, 1880.

H. B. No. 723—Mr. Frame: To amend section 1340 of the Revised Statutes.

H. B. No. 724—Mr. Atkinson: To repeal sections 367 to 393, inclusive, of the Revised Statutes, and to authorize the sale of the State Tobacco Warehouse at Bellaire.

H. B. No. 725—Mr. Holloway: To authorize the county commissioners of Lucas county to pay certain claims.

H. B. No. 726—Mr. Cole: To authorize the commissioners of Scioto county to levy a tax for the purpose of constructing free turnpikes in said county.

H. B. No. 727—Mr. Cole: To regulate the traffic in intoxicating liquors.

Attest:

D. J. EDWARDS, *Clerk*.

H. B. No. 380: To amend sections 7060 and 7061 of the Revised Statutes—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 27, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Carlisle, Cline, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Sinks, Strong, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—27.

So the bill passed.

The title was amended by adding the words "of Ohio" at the end thereof, and was then agreed to.

H. B. No. 389: To amend sections 2957 and 2958 of the Revised Statutes—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 29, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Carlisle, Cline, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Perkins, Richards, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—29.

So the bill passed.

The title was amended by adding the words "of Ohio" at the end thereof, and was then agreed to.

H. B. No. 553: To amend section 6236 of the Revised Statutes—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 28, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Carlisle, Creamer, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Kelly, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pollard, Richards, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—28.

So the bill passed.

The title was amended by adding the words "of Ohio" at the end thereof, and was then agreed to.

The following bills were introduced and read the first time:

S. B. No. 320—Mr. Mounts: To amend section 4916, and to repeal section 4914 of the Revised Statutes of Ohio.

S. B. No. 321—Mr. Moore: To repeal a special act passed April 19, 1877 (Ohio Laws, volume 74, page 448) entitled an act to provide for the straightening, clearing out, widening, deepening, and otherwise improving Stillwater ditch and creek, also its tributaries in Darke county, Ohio.

S. B. No. 322—Mr. Atkinson: To authorize the commissioner of Guernsey county to repair the Quaker City and Summerfield Turnpike.

S. B. No. 323—Mr. Saltzgaber: To authorize the trustees of certain townships in Van Wert county, State of Ohio, to levy taxes to improve the public highways in said townships, and for other purposes.

Mr. O'Hagan submitted the following report:

The committee on Railroads, Telegraphs, and Turnpikes, to whom was referred S. B. No. 302: To authorize certain townships to purchase certain real estate for railroad purposes, to construct machine shops, and to issue

bonds therefor, and to authorize additional taxation to meet the principal and interest of said bonds—having had the same under consideration, report it back, and recommend its passage.

GEO. P. TYLER,  
H. E. O'HAGAN,  
D. A. HOLLINGSWORTH,

B. W. CARLISLE,  
D. D. BEEBE.

Said bill was ordered to be engrossed at the Clerk's desk, and read the third time

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 25, nays 4, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Carlisle, Cline, Eggleston, Entrekin, Fleischmann, Harper, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Moore, Mounts, O'Hagan, Parker, Perkins, Saltzgaber, Sinks, Sullivan, Tyler, and Wilkins of Tuscarawas—25.

Those who voted in the negative were—

Messrs. Carran, Creamer, Hartshorn, and Hitchcock—4.

So the bill passed. The title was agreed to.

On motion of Mr. Mounts, substitute for H. B. No. 171 was taken from the table.

Mr. Hitchcock moved to refer said bill (H. B. No. 171) to a select committee of one, with instructions to amend as follows:

In line 14, after "society," strike out the words "or any reputable physician."

Also, in lines 14 and 15, strike out "or physician."

Which was agreed to.

The President *pro tem.* appointed Mr. Hitchcock such committee, who reported the bill back amended as instructed.

Mr. Hitchcock moved to refer said bill (H. B. No. 171) to a select committee of one, with instructions to amend as follows:

In line 39, after "studiously," insert "and within this State."

Which was agreed to.

The President *pro tem.* appointed Mr. Hitchcock such committee, who reported the bill back amended as instructed.

Mr. Hitchcock moved to refer said bill (H. B. No. 171) to a select committee of one, with instructions to amend as follows:

In lines 8, 9, and 10, strike out "township trustees," and "or which must be buried at the expense of the county or township"

On motion of Mr. Jackson, the Senate took a recess.

### THREE O'CLOCK P. M.

The question recurring on the motion to refer H. B. No. 171 to a select committee of one, with instructions to amend, Mr. Hitchcock, by consent of the Senate, withdrew said motion.

Mr. Hitchcock moved to refer said bill (H. B. No. 171) to a select committee of one, with instructions to amend as follows:

In line 18, after "by any," strike out "relative or legal representatives," and insert "person."

Strike out of line 20. "legal representative of such deceased person," and insert "other person."

In line 40, strike out "legal representatives," and insert "friends."

And in lines 26 and 27 strike out "legal representatives," and insert "friends."

Which was agreed to.

The President *pro tem.* appointed Mr. Hitchcock said committee, who reported the bill back amended as instructed.

Mr. Hitchcock moved to refer said bill (H. B. No. 171) to a select committee of one, with instructions to amend as follows:

Insert, in line 39, after "only," the words "and the possession of the body of any deceased person for the above purposes, and not authorized under this section, shall be unlawful."

On which motion the yeas and nays were demanded, taken, and resulted—yeas 16, nays 7, as follows:

Those who voted in the affirmative were—

Messrs. Carlisle, Entrekin, Fleischmann, Harper, Hartshorn, Hitchcock, Horr, Jackson, Kelly, Marriott, Moore, O'Hagan, Perkins, Sullivan, Tyler, and Van Cleafs—16.

Those who voted in the negative were—

Messrs. Carran, Cline, Creamer, Fleischmann, Kirby of Wyandot, Mounts, and Wilkins of Fulton—7.

So the motion was agreed to

The President *pro tem.* appointed Mr. Hitchcock such committee, who reported the bill back amended as instructed.

Mr. Hitchcock moved to refer said bill (H. B. No. 171) to a select committee of one, with instructions to amend as follows:

In lines 28 and 29 strike out "or reputable physician."

Which was agreed to.

The President *pro tem.* appointed Mr. Hitchcock such committee, who reported the bill back amended as instructed.

Mr. Hitchcock moved to refer said bill (H. B. No. 171) to a select committee of one, with instructions to amend as follows:

In line 27 strike out after the word "possess," all down to and including "died" in line 29

Which was agreed to.

The President *pro tem.* appointed Mr. Hitchcock such committee, who reported the bill back amended as instructed.

Mr. Hitchcock moved to refer said bill (H. B. No. 171) to a select committee of one, with instructions to amend as follows:

Insert, in line 18, after "expense," the words "or if the deceased person, previous to death, shall not have expressed a desire for burial in the ordinary manner, or that such person's body be not given up for dissection."

Which was disagreed to.

Mr. Van Cleaf moved to refer said bill (H. B. No. 171) to a select committee of one, with instructions to amend as follows:

In line 8, section 1, strike out the words "township trustees."

In line 30, section 1, strike out the words "township trustees."

Which was disagreed to.

Mr. Hitchcock moved to refer said bill (H. B. No. 171) to a select committee of one, with instructions to amend as follows:

In line 18 insert "or the same is not required by the medical officers of the institution for post mortem examination and study of the diseases and conditions for which said institutions have been created and required to care for and treat."

Which was disagreed to.

The question then being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 21, nays 9, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Carran, Cline, Creamer, Eggleston, Entrekin, Fleischmann, Harper, Hartshorn, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, Pollard, Richards, Sinks, Strong, Sullivan, and Wilkins of Fulton—21.

Those who voted in the negative were—

Messrs. Carlisle, Hitchcock, Jackson, O'Hagan, Parker, Perkins, Tyler, Van Cleaf, and Wilkins of Tuscarawas—9.

So the bill passed.

The title was amended by adding the words "of Ohio" at the end thereof, and was then agreed to.

On motion of Mr. Hollingsworth, the Judiciary committee was relieved from further consideration of S. J. R. No. 67.

The question being on the adoption of the resolution—

Mr. Hollingsworth moved to strike out the following words in line 4, to-wit:

"Our Senators in Congress."

Which was agreed to.

Mr. Van Cleaf moved to indefinitely postpone said resolution.

Mr. Hollingsworth demanded the previous question.

The question being "Shall the main question be now put?" it was agreed to.

So the demand for the previous question was sustained.

The question being on the indefinite postponement of said resolution, the yeas and nays were demanded, taken, and resulted—yeas 11, nays 21, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Carlisle, Harper, Kirby of Wyandot, Marriott, Moore, Parker, Sullivan, Tyler, Van Cleaf, and Wilkins of Tuscarawas—11.

Those who voted in the negative were—

Messrs. Beebe, Carran, Cline, Creamer, Eggleston, Entrekin, Fleischmann, Hartshorn, Hitchcock, Horr, Hollingsworth, Kelly, Kirby of Hamilton, Mounts, O'Hagan, Perkins, Pollard, Richards, Saltzgaber, Sinks, and Strong—21.

So the motion to indefinitely postpone was disagreed to.

The question then being on the adoption of the resolution, the yeas and nays were ordered, taken, and resulted—yeas 19, nays 15, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Carran, Cline, Creamer, Eggleston, Entrekin, Fleischmann, Hartshorn, Hitchcock, Horr, Hollingsworth, Kelly, Kirby of Hamilton, Mounts, Perkins, Pollard, Richards, Sinks, and Strong—19.

Those who voted in the negative were—

Messrs. Atkinson, Carlisle, Harper, Jackson, Kirby of Wyandot, Marriott, Moore, O'Hagan, Parker, Saltzgaber, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—15.

So the resolution was adopted.

Mr. Richards asked and obtained leave of absence until next Wednesday.

The following bill was introduced under suspension of the rule, and read the first time:

S. B. No. 324—Mr. Marriott: To authorize the council of the city of

Delaware to issue bonds for the purpose of completing, heating, and furnishing a public hall building in said city.

Mr. Marriott moved that the constitutional rule requiring bills to be read on three different days be dispensed with, that said bill (S. B. No. 324) may be read the second time by its title.

On which motion the yeas and nays were taken, and resulted—yeas 30, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Carran, Creamer, Eggleston, Entrekin, Fleischmann, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pollard, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—30

So the motion was agreed to, and the bill read the second time by its title.

Mr. Marriott moved that the constitutional rule requiring bills to be read on three different days be dispensed with, that S. B. No. 324 may be read the third time.

On which motion the yeas and nays were taken, and resulted—yeas 29, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Carlisle, Carran, Cline, Creamer, Eggleston, Entrekin, Fleischmann, Harper, Hartshorn, Hitchcock, Hollingsworth, Jackson, Kirby of Hamilton, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pollard, Saltzgaber, Sinks, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—29.

So the rule was dispensed with, and the bill read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered taken, and resulted—yeas 29, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Carlisle, Carran, Cline, Eggleston, Entrekin, Fleischmann, Harper, Hartshorn, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pollard, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—29

So the bill passed. The title was agreed to

On motion of Mr. Carran, the Senate took a recess until 10 o'clock to-morrow morning.

Attest:

J. C. DONALDSON, *Clerk*.

THURSDAY, February 10, 1881—10 o'clock A.M.

Prayer by Rev. W. E. Moore.

The Journal was read and approved

Mr. Eggleston presented the petition of J. F. Conway, and 51 other citizens of Hamilton county, asking for the passage of the Stubbs bill.

Which was referred to the committee on Judiciary.

Bills were read the second time, and referred as follows:

S. B. No. 313: To amend section 3906 of the Revised Statutes of Ohio.

To committee on Common Schools.

S. B. No. 315: To amend section 1 of an act to authorize certain incorporated villages to build railroads, and to lease or operate the same, passed April 16, 1880. (Ohio Laws, volume 77, page 272.)

To committee on Railroads, Turnpikes, and Telegraphs.

S. B. No. 316: To authorize certain townships to build railroads, and to lease or operate the same.

To committee on Railroads, Turnpikes, and Telegraphs.

S. B. No. 317: To authorize the city council of Mt. Vernon to issue bonds and borrow money for the erection of a building for the use of said city.

To committee on Finance.

S. B. No. 318: To amend section 3995 of the Revised Statutes of Ohio.

To committee on Schools and School Lands.

S. B. No. 319: To amend section 6577 of the Revised Statutes of Ohio.

To select committee of one—Mr. Saltzgaber.

Mr. Beebe submitted the following report:

The committee on Finance, to whom was referred H. B. No. 590: For the relief of David Cline, deceased, of Clay township, Knox county—having had the same under consideration, report it back, and recommend its passage.

D. D. BEEBE,  
P. HITCHCOCK,  
B. EGGLESTON,

B. WILKINS,  
C. S. PARKER.

Said bill was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 26, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Carran, Cline, Creamer, Eggleston, Fleischmann, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Sinks, Strong, Sullivan, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—26

So the bill passed. The title was agreed to.

Mr. Van Cleaf submitted the following report:

The committee on Public Printing, to whom was referred H. J. R. No. 83: Relative to omitting certain reports from the executive documents—having had the same under consideration, report it back, and recommend its adoption.

CHAS. FLEISCHMANN,  
A. R. VAN CLEAF,  
L. HARPER,

L. M. STRONG,  
E. N. HARTSHORN.

The question being on the adoption of said resolution, the yeas and nays were ordered, taken, and resulted—yeas 26, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Carlisle, Cline, Creamer, Eggleston, Entrekin, Fleischmann, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Kirby of Hamilton, Kirby of Wyandot, Moore, Mounts, O'Hagan, Parker, Perkins, Saltzgaber, Sinks, Strong, Sullivan, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—26.

So the resolution was adopted.

Mr. Parker submitted the following report:

The committee on Public Buildings, to whom was referred S. J. R. No. 66: Relative to the electrical lights in the Senate and House—having having had the same under consideration, report it back, and recommend its adoption.

CHAS. FLEISCHMANN,  
WM. C. CLINE,  
C. S. PARKER.

The question being on the adoption of said resolution, the yeas and nays were ordered, taken, and resulted—yeas 26, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Carlisle, Carran, Cline, Creamer, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Saltzgaber, Sinks, Sullivan, Van Cleaf, and Wilkins of Fulton—26.

So the resolution was adopted.

Mr. Sullivan submitted the following report:

The committee on Agriculture, to whom was referred S. B. No 309: To authorize the commissioners of Knox county to transfer funds from the tax on dogs to the Knox County Agricultural Society—having had the same under consideration, report it back, and recommend its passage.

P. HITCHCOCK, M. H. KIRBY,  
J. K. POLLARD, B. W. CARLISLE.  
J. J. SULLIVAN,

Said bill was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 24, nays 1, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Carlisle, Cline, Creamer, Entrekin, Harper, Hartshorn, Hitchcock, Horr, Kirby of Hamilton, Kirby of Wyandot, Moore, Mounts, O'Hagan, Parker, Perkins, Saltzgaber, Sinks, Strong, Sullivan, Van Cleaf, Wilkins of Fulton, and of Tuscarawas—24.

Mr. Fleischmann voted in the negative.

So the bill passed The title was agreed to.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has concurred in the passage of the following bill:

S. B. No. 314: To amend section 1 of an act entitled "an act to regulate the construction, changes in, and conduct and management of water works in certain cities, and to authorize the issue of bonds in connection therewith," passed January 18, 1881.

Attest:

D. J. EDWARDS, *Clerk.*



Mr. Carlisle submitted the following report:

The committee on Agriculture, to whom was referred H. B. No. 648: To distribute the surplus dog tax in Columbiana county—having had the same under consideration, report it back, and recommend its passage.

P. HITCHCOCK,	B. W. CARLISLE,
J. K. POLLARD,	M. H. KIRBY.
J. J. SULLIVAN,	

Said bill was ordered to be read the third time on next Tuesday.

Mr. Kirby submitted the following report:

The committee on Agriculture, to whom was referred H. B. No. 620: To authorize the transfer of any funds, not to exceed fifteen hundred dollars, that may remain in the treasury of the county of Williams, arising from the tax on dogs—having had the same under consideration, report it back, and recommend its passage.

P. HITCHCOCK,	J. K. POLLARD,
B. W. CARLISLE,	J. J. SULLIVAN.
M. H. KIRBY,	

Said bill was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered taken, and resulted—yeas 25, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Carlisle, Cline, Creamer, Eggleston, Entrekin, Fleischmann, Harper, Hartshorn, Hitchcock, Horr, Kirby of Hamilton, Kirby of Wyandot, Moore, O'Hagan, Parker, Perkins, Saltzgaber, Sinks, Strong, Sullivan, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—25.

So the bill passed. The title was agreed to.

On motion of Mr. Hartshorn, the vote by which H. B. No. 648 was set for consideration on Tuesday next was reconsidered, and said bill was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered taken and resulted—yeas 23, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Carlisle, Cline, Creamer, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Kirby of Hamilton, Kirby of Wyandot, Moore, Mounts, O'Hagan, Perkins, Saltzgaber, Sinks, Strong, Sullivan, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—23.

So the bill passed. The title was agreed to.

Mr. Wilkins of Tuscarawas, under suspension of the rule, introduced the following bill, which was read the first time:

S. B. No. 325: To regulate the charges of telephone companies.

Mr. Van Cleaf presented the following protest:

The Constitution of Ohio, in Section 10, of Article II, provides as follows: "Any member of either House shall have the right to protest against any act or resolution thereof, and such protest, and the reasons therefor shall, without alteration, commitment or delay, be entered upon the Journal."

As members of the Senate of Ohio, we, the undersigned, avail ourselves of this constitutional right, and herewith enter our solemn protest against this action of the Senate in adopting, under the operation of

the previous question, without a full and fair discussion, a joint resolution indorsing Stanley Matthews, and attempting to instruct our Senators in Congress to vote for his confirmation as a justice of the Supreme Court of the United States.

We protest, because this resolution is without precedent in the annals of the General Assembly of Ohio, and degrades the law-making power of the State to the level of a political convention, making it the pliant instrument in the hands of the majority to strengthen the cause of a vulnerable office seeker, whose elevation to the great office which he so diligently seeks would not be for the best interests of the people, even though obtained by the usual and honorable methods.

We earnestly protest, for ourselves and constituents, against the indorsement by this Senate of a man who bore such a conspicuous and disreputable part in depriving the State of Louisiana of her electoral vote in the Electoral College of 1876, as cast by the large majority of the people of that State, by which act the colossal election fraud was consummated, by which a man not legally elected was seated in the Presidential chair, and whose connection with this great wrong and foul stain upon the American Republic a committee of Congress denounced "as wrong and injurious to the public interest," and we have no hesitation in saying that his appointment was in consideration of his services in that behalf.

We further solemnly protest against the indorsement of Stanley Matthews by this Senate, as a person worthy to wear the robes of justice in the highest tribunal of the land, because, when a member of the United States Senate, he was the retained attorney of gigantic corporations, and advocated their interests upon the floor of the Senate—pleading the cause of a dishonest corporation against the sacred rights of the people—and we believe that if confirmed as a member of the highest court in the land, he would favor the reversal of the just decision by that court in favor of the constitutionality of the law known as the "Thurman Act," which protects the interests of the people from the encroachments of corporations.

We submit that such a man is neither a safe or proper person to sit in the highest and holiest temple of American justice.

A. R. VAN CLEAF,  
L. HARPER.  
GEO. W. MOORE,  
FRANK M. ATKINSON,  
C. S. PARKER,

F. M. MARRIOTT,  
B. W. CARLISLE,  
J. J. SULLIVAN,  
M. H. KIRBY,  
JOHN A. WILKINS.

Mr. Hollingsworth offered the following resolution:

S. R. No. 87: *Be it resolved*, That the Judiciary Committee of the Senate be and it is hereby instructed to inquire and report whether there exists any truth in the protest just entered, wherein the same undertakes to state facts.

The question being on the adoption of the resolution, the yeas and nays were demanded, taken, and resulted—yeas 27, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Carlisle, Carran, Cline, Creamer, Eggleston, Entrekin, Fleischmann, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore,

Mounts, O'Hagan, Parker, Perkins, Sinks, Strong, Sullivan, and Van Cleaf—27.

So the resolution was adopted.

Mr. Hollingsworth offered the following resolution:

S. R. No. 88: *Be it resolved*, That the members of the Senate who signed the foregoing protest be and they are hereby requested to furnish to the Judiciary Committee any evidence which they may have of the truth of the allegations of fact contained in their protest.

Mr. Van Cleaf gave notice to discuss, and the resolution went to table under the rule.

Mr. Atkinson asked leave of absence for to-day, which was granted.

Mr. Marriott moved that the Judiciary Committee be discharged from further consideration of H B No 320

On which motion the yeas and nays were demanded, taken, and resulted—yeas 11, nays 17, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Carlisle, Marriott, Moore, O'Hagan, Parker, Saltzgaber, Sullivan Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—11.

Those who voted in the negative were—

Messrs. Beebe, Carran, Cline, Creamer, Eggleston, Entrekin, Fleischmann, Harper, Hartsborn, Hitchcock, Horr, Hollingsworth, Kirby of Hamilton, Mounts, Perkins, Sinks, and Strong—17.

So the motion was disagreed to.

On motion of Mr. Van Cleaf, the Senate took a recess.

### THREE O'CLOCK P.M.

Mr. Moore asked and obtained leave of absence for to day.

On motion of Mr. Wilkins of Fulton, the committee on Judiciary was relieved from further consideration of S. B. No. 160, and said bill was indefinitely postponed.

Mr. Pollard asked and obtained leave of absence for to day.

Mr. Van Cleaf submitted the following report:

The committee on Schools and School Lands, to whom was referred H. B. No. 560: To amend section 3995 of the Revised Statutes—having had the the same under consideration, report it back, with following amendments, and recommend its passage when so amended:

In section 1, line 15, after the word "education," insert the following: "The board of education of any city of the second class, fourth grade, having a free public library, organized in pursuance of law, may allow such free public library association the use and control of the public school library; subject, however, to such rules, regulations, and restrictions as said board of education may prescribe for the use and control thereof."

A. R. VAN CLEAF,  
E. N. HARTSHORN,  
WM. C. CLINE,

H. E. O'HAGAN,  
L. HARPER.

Said amendments were agreed to.

Said bill was ordered to be engrossed and read the third time on Wednesday next.

Mr. Van Cleaf submitted the following report:

The committee on Benevolent Institutions, to whom was referred S. B. No. 312: To amend section 715 of the Revised Statutes of Ohio—having had the same under consideration, report it back, and recommend its passage.

A. R. VAN CLEAF,	J. L. MOUNTS,
R. A. HERR,	JOHN A. WILKINS.
P. HITCHCOCK,	

Said bill was ordered to be engrossed and read the third time next Wednesday.

Mr. Harper submitted the following report:

The committee on Public Printing, to whom was referred H. J. R. No. 97: Authorizing and directing Clerks of Senate and House of Representatives to print lists of members and officers of the General Assembly—having had the same under consideration, report it back, and recommend its adoption.

CHAR. FLEISCHMANN,	A. R. VAN CLEAF.
L. HARPER,	E. N. HARTSHORN.

The question being on the adoption of said resolution, the yeas and nays were ordered, taken, and resulted—yeas 20, nays 4, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Carlisle, Cline, Creamer, Eggleston, Fleischmann, Harper, Hartshorn, Hitchcock, Herr, Jackson, Kelly, Kirby of Wyandot, Marriott, Mounts, Perkins, Sinks, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawa.—20.

Those who voted in the negative were—

Messrs. Hollingsworth, Kirby of Hamilton, Strong, and Sullivan—4.

So the resolution was adopted.

Mr. Wilkins of Tuscarawas, under suspension of the rules, introduced the following bill, which was read the first time:

S. B. No. 326: To amend sections 4, 4106, 4107, and 4108 of the Revised Statutes of Ohio.

Mr. Marriott, under suspension of the rules, introduced the following bill which was read the first time:

S. B. No. 327: To amend section 7401 of the Revised Statutes of Ohio.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has concurred in the adoption of the following joint resolution:

S. J. R. No. 67: Relative to mounting maps for members of the General Assembly.

With the following amendment, in which the concurrence of the Senate is requested:

Add at the end of the resolution the words, "and one to each officer of the House and Senate."

Attest:

D. J. EDWARDS, *Clerk.*

The question being on concurring in said amendment, the yeas and nays were ordered, taken, and resulted—yeas 23, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Carran, Cline, Creamer, Eggleston, Fleischmann, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kirby of Hamilton, Kirby of Wyandot, Marriott, Perkins, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—23.

So the Senate concurred in said amendment.

Mr. Cline submitted the following report:

The committee on Schools and School Lands, to whom was referred H. B. No. 86: To amend section 2733 of the Revised Statutes of Ohio, relating to the revaluation of certain school lands—having had the same under consideration, report it back, and recommend its passage.

E. N. HARTSHORN,	A. R. VAN CLEAF,
L. HARPER,	WM. C. CLINE.
H. E. O'HAGAN,	

Said bill was ordered to be read the third time on Wednesday next. Mr. Hitchcock asked and obtained leave of absence until Wednesday next.

On motion of Mr. Carlisle, the Senate took a recess until 8 o'clock tomorrow morning.

Attest:

J. C. DONALDSON, *Clerk.*

FRIDAY, *February 11, 1881*—8 o'clock A.M.

On motion of Mr. Hollingsworth, further consideration of S. R. No. 88 was postponed until next Thursday at 3 o'clock p.m.

On motion of Mr. Hollingsworth, the Senate adjourned, and under S. B. No. 77, stands adjourned until Tuesday next at 3 o'clock p.m.

Attest:

J. C. DONALDSON, *Clerk.*

TUESDAY, *February 15, 1881*—3 o'clock P.M.

The Senate met pursuant to adjournment.

Prayer by Rev. J. F. Hamilton.

The Journal was read and approved.

Bills were read the second time, and referred as follows:

S. B. No. 320: To amend section 4916, and to repeal section 4914 of the Revised Statutes of Ohio.

To committee on Railroads, Turnpikes, and Telegraphs.

S. B. No. 321: To repeal a special act passed April 19, 1877 (Ohio Laws, volume 74, page 448), entitled "an act to provide for the straightening,

clearing out, widening, deepening, and otherwise improving Stillwater ditch and creek, also its tributaries, in Darke county, Ohio."

To committee on Ditches and Drains.

S. B. No. 322: To authorize the commissioners of Guernsey county to repair the Quaker City and Summerfield Turnpike.

To committee on Roads and Highways.

S. B. No. 323: To authorize the trustees of certain townships in Van Wert county, State of Ohio, to levy taxes to improve the public highways in said townships, and for other purposes.

To committee on Roads and Highways.

S. B. No. 325: To regulate the charges of telephone companies.

To committee on Corporations other than Municipal.

S. B. No. 326: To amend sections 4, 4106, 4107, and 4108 of the Revised Statutes of Ohio.

To committee on Judiciary.

S. B. No. 327: To amend section 7401 of the Revised Statutes of Ohio.

To committee on Penitentiary.

Mr. Moore submitted the following report:

The joint committee on Enrollment have examined, and found correctly enrolled, the following bills and joint resolutions:

H. B. No. 568: To authorize and direct the commissioners of Scioto county to complete certain unfinished portions of free turnpikes in said county, and to levy tax to pay for same.

S. B. No. 272: To authorize the commissioners of Trumbull county to compromise with the sureties of George B. Kennedy, late auditor of said county.

S. B. No. 252: To authorize the commissioners of Lawrence county to levy an additional tax for road purposes.

H. J. R. No. 84: To provide for the sale of old books in the packing room of the State House.

H. B. No. 470: Supplementary to section 4403 of the Revised Statutes of Ohio.

H. J. R. No. 86: Providing for the printing of additional copies of the Report of the Auditor of State.

D. A. HOLLINGSWORTH,  
L. M. STRONG,  
J. K. POLLARD,  
GEO. W. MOORE,  
H. R. SMITH,

C. R. HARMON,  
JNO. HARDY,  
W. T. WALLACE,  
J. L. CORYELL.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has concurred in the Senate amendments to

H. B. No. 568: To authorize the commissioners of Scioto county to complete certain unfinished portions of free turnpikes in said county, and to levy tax to pay for same.

Sub. for H. B. No. 276: To amend section 2711 of the Revised Statutes of Ohio of 1880

H. B. No. 553: To amend section 6886 of the Revised Statutes of Ohio.

H. B. No. 380: To amend sections 7060 and 7061 of the Revised Statutes of Ohio.

H. B. No. 389: To amend sections 2957 and 2958 of the Revised Statutes of Ohio.

Attest:

D. J. EDWARDS, *Clerk*.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The Speaker of the House of Representatives has, in the presence of the House, signed the following bills and joint resolutions:

H. J. R. No. 84: To provide for the sale of old books in the packing room of the State House.

H. J. R. No. 86: Providing for the printing of additional copies of the Report of the Auditor of State for 1880.

H. B. No. 470: Supplementary to section 4403 of the Revised Statutes of Ohio.

H. B. No. 568: To authorize and direct the commissioners of Scioto county to complete certain unfinished portions of free turnpikes in said county, and to levy tax to pay for the same.

S. B. No. 252: To authorize the commissioners of Lawrence county to levy an additional tax for road purposes.

S. B. No. 272: To authorize the commissioners of Trumbull county to compromise with the sureties of George B. Kennedy, late auditor of said county.

Attest:

D. J. EDWARDS, *Clerk*.

The President *pro tem.*, in the presence of the Senate, signed said bills and joint resolutions.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The following bills have been introduced in the House of Representatives and read the first time:

H. B. No. 728—Mr. Palmer: To amend section 2746 of the Revised Statutes.

H. B. No. 729—Mr. Cole: Granting the right of way over and across certain lands owned by the State of Ohio, in Rush and Washington townships, in Scioto county, Ohio, to the Cincinnati and Eastern Railway Company, or any successors of the same, for the purpose of constructing, maintaining, and operating a railroad thereon.

H. B. No. 730—Mr. Reed of Ross: To amend section 3499, as amended April 12, 1880 (Ohio Laws, volume 74, p. 187), and to amend section 3501, and to enact supplementary section 3501a, and to repeal said sections 3499 and 3501.

H. B. No. 731—Mr. Kerr: To amend section 298 of the Revised Statutes of Ohio.

H. B. No. 732—Mr. Pearl: To encourage the killing of wood chucks or ground hogs.

H. B. No. 733—Mr. Patton: To distribute the surplus dog tax in Paulding county.

H. B. No. 734—Mr. Wolf: Making appropriation to construct a culvert under the Hocking canal in the village of Logan, Hocking county.

H. B. No. 735—Mr. Williamson: To amend section 140 of the Revised Statutes of Ohio.

H. B. No. 736—Mr. Lacey: To amend sections 2923 and 2933 of the Revised Statutes of Ohio.

H. B. No. 737—Mr. Kurtz: To increase the levy for the purpose of continuing the schools in the special school districts of Nelsonville and Coolville, in Athens county.

H. B. No. 738—Mr. Scott of Jefferson: To amend section 753 of the Revised Statutes of Ohio.

H. B. No. 739—Mr. Chapman: To amend sections 1941, 1945, 1946, and 1947 of the Revised Statutes of Ohio.

H. B. No. 740—Mr. Price: Supplementary to section 2673 of the Revised Statutes of Ohio.

H. B. No. 741—Mr. Jones: Supplementary to chapter 4, title 2, part 2, of the Revised Statutes of Ohio, and to prohibit telegraph companies from charging unreasonable rates for the transmission of messages, etc.

H. B. No. 742—Mr. Kurtz: To amend section 216 of the Revised Statutes of Ohio.

H. B. No. 743—Mr. Greene: To amend section 1306 of the Revised Statutes of Ohio.

H. B. No. 744—Mr. Lacey: To amend section 5756 of the Revised Statutes of Ohio.

H. B. No. 745—Mr. Lacey (by request): To amend section 2827 of the Revised Statutes of Ohio.

H. B. No. 746—Mr. Lacey: To amend section 525 of the Revised Statutes of Ohio.

H. B. No. 747—Mr. Brown of Butler: Authorizing the auditor of Butler county, Ohio, to strike out from his settlement sheet with the clerk and treasurer of St. Clair township, in said county, an account of money which has been lost by defalcation and is uncollectible.

H. B. No. 748—Mr. Dempcy: To provide for county solicitors in counties containing cities of the second grade, class first, being supplementary to chapter 10, title 8, part 1, of the Revised Statutes of Ohio, and to amend sections 845 and 2862 of the Revised Statutes of Ohio.

Attest:

D. J. EDWARDS, *Clerk*.

On motion of Mr. Wilkins of Tuscarawas, the Senate adjourned.

Attest:

J. C. DONALDSON, *Clerk*.

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WEDNESDAY, February 16, 1881—10 O'CLOCK A.M.

The Senate met pursuant to adjournment.

Prayer by Rev. J. F. Hamilton.

The Journal was read and approved.

H. B. No. 86: To amend section 2733 of the Revised Statutes—was read the third time.



The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 20, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carlisle, Creamer, Eggleston, Harper, Harts-horn, Horr, Hollingsworth, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, Parker, Richards, Strong, Tyler, Wilkins of Fulton, and Wilkins of Tuscarawas—20.

So the bill passed.

The title was amended by adding at the end thereof the words "of Ohio," and was then agreed to.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has adopted the following joint resolution, in which the concurrence of the Senate is requested:

H. J. R. No. 96—Mr. Snyder: To procure the publication of the so-called St. Clair papers.

Attest:

D. J. EDWARDS, *Clerk.*

On motion of Mr. Beer, said resolution was referred to the committee on Library.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has passed the following bill, in which the concurrence of the Senate is requested:

H. B. No. 566—Mr. Moore of Washington: For the better improvement of the public hghways in counties having a population in 1870 of 40,609.

Attest:

D. J. EDWARDS, *Clerk.*

Said bill was read the first time.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has concurred in the passage of the following bill:

Senate Sub. for H. B. 292: To provide for refunding the State debt of Ohio,

With the following amendment, in which the concurrence of the Senate is requested:

In section 2, and line 5, strike out the words "said bonds," and insert in lieu thereof the words "the outstanding certificates of indebtedness of the State due June 30, 1881."

Attest:

D. J. EDWARDS, *Clerk.*

The question being on concurring in said amendment, the yeas and nays were ordered, taken, and resulted—yeas 23, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carlisle, Creamer, Eggleston, Entrekin, Harper, Hartshorn, Horr, Hollingsworth, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, Parker, Pond, Richards, Sinks, Strong, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—23.

So amendments were concurred in.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The following bills have been introduced in the House of Representatives, and read the first time:

H. B. No. 749—Mr. Scott of Warren: To authorize certain incorporated villages to construct machine shops, and to issue bonds therefor.

H. B. No. 750—Mr. Greene: To provide for the issue and payment of bonds by the commissioners of Champaign county, to meet a deficiency in the levy for bridge fund in said county.

H. B. No. 751—Mr. Hays: To amend section 6288 of the Revised Statutes of Ohio.

Attest:

D. J. EDWARDS, *Clerk.*

The following bills were introduced and read the first time:

S. B. No. 328—Mr. Richards: To authorize the council of the city of Steubenville to issue bonds to complete the twenty-inch water main and connections in said city.

S. B. No. 329—Mr. Creamer: To authorize the commissioners of Fayette county, Ohio, to construct a turnpike and vacate certain portions of the Deer creek turnpike.

S. B. No. 330—Mr. Carlisle: To authorize the city council of the city of Lancaster to issue bonds for the purpose of improving and extending the water works of said city.

S. B. No. 331—Mr. Tyler: To authorize the supervisors of the several road districts in this State to plant fruit or shade trees along the public highways, and to commute labor for that purpose, and requiring certain reports.

S. B. No. 332—Mr. Moore: To authorize the commissioners of Darke county, Ohio, to transfer funds from tax on dogs to the Darke county agricultural society.

S. B. No. 333—Mr. Hartshorn: To authorize the appointment of an assistant by the Inspector of Mines.

Mr. Beer asked and obtained leave of absence for Mr. O'Hagan for to-morrow, and also for himself for to-morrow.

Mr. Carlisle asked and obtained leave of absence for Mr. Pollard for to-morrow.

Mr. Harper submitted the following report:

The committee on Common Schools and School Lands, to whom was referred S. B. No. 313: To amend section 3906 of the Revised Statutes of

Ohio—having had the same under consideration, report it back, and recommend its passage.

L. HARPER,                      A. R. VAN CLEAF,  
E. N. HARTSHORN,          H. E. O'HAGAN.  
WM. C. CLINE,

Said bill was ordered to be engrossed, and read the third time to-morrow.

Mr. Creamer submitted the following report:

The committee on Revision has examined, and found correctly engrossed, S. B. No. 312 and H. B. No. 560.

A. R. CREAMER,  
F. M. MARRIOTT,  
E. N. HARTSHORN.

S. B. No. 312: To amend section 715 of the Revised Statutes of Ohio—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 18, nays 5, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carlisle, Eggleston, Harper, Hartshorn, Horr, Jackson, Kirby of Wyandot, Marriott, Moore, Mounts, Pond, Saltzgaber, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—18.

Those who voted in the negative were—

Messrs. Carran, Creamer, Hollingsworth, Kirby of Hamilton, and Strong—5.

So the bill, having failed to receive a constitutional majority, was lost.

H. B. No. 560: To amend section 3995 of the Revised Statutes of Ohio—was read the third time.

On motion of Mr. Eggleston, said bill was laid upon the table.

On motion of Mr. Carran, the Senate took a recess.

THREE O'CLOCK P. M.

Mr. Eggleston, on leave, presented the petition of I. W. Willy, and 44 other citizens of Hamilton county, many of them ministers, in favor of local option, or a tax on the business of selling liquor.

Which was referred to the committee on Sanitary Laws and Regulations.

Mr. Kirby of Hamilton submitted the following report:

The committee on Roads and Highways, to whom was referred S. B. No. 323: To authorize the trustees of certain townships in Van Wert county, State of Ohio, to levy taxes to improve the public highways in said townships, and for other purposes—having had the same under consideration, report it back, with following amendments, and recommend its passage when so amended:

In section 4, lines 4 and 5, strike out the words "in sums of five hundred or one thousand dollars each," and insert "in such sums as the trustees may determine."

GEO. W. MOORE,                      FRANK ATKINSON,  
B. W. CARLISLE,                  JOSIAH KIRBY.

Said amendments were agreed to.

Said bill was ordered to be engrossed at the Clerk's desk, and read the third time.

Said bill was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 24, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carlisle, Carran, Eggleston, Fleischmann, Hartshorn, Hollingsworth, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, Parker, Pond, Richards, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—24.

So the bill passed. The title was agreed to.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has passed the following bills, in which the concurrence of the Senate is requested:

H. B. No. 572—Mr. Price (by request): To authorize the commissioners of Muskingum county to borrow money and complete a county infirmary.

H. B. No. 530—Mr. Voight: To amend section 2803 of the Revised Statutes of Ohio.

H. B. No. 757—Mr. Koons: To authorize the commissioners of Knox county to rebuild a certain bridge.

Attest:

D. J. EDWARDS, *Clerk.*

Said bills were read the first time.

Mr. Harper demanded a call of the Senate.

Mr. Hartshorn asked and obtained leave of absence for Messrs. Perkins and Hitchcock.

Mr. Entrekin asked and obtained leave of absence for Mr. Kelly.

A call of the Senate was had, and the following Senators answered to their names:

Messrs. Atkinson, Beer, Carlisle, Carran, Creamer, Eggleston, Entrekin, Fleischmann, Harper, Hartshorn, Horr, Hollingsworth, Jackson, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Pond, Richards, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—30.

On motion of Mr. Harper, all further proceedings under the call were dispensed with.

Mr. Harper moved that the constitutional rule requiring bills to be read on three different days be dispensed with, that said bill (H. B. No. 757) may be read the second time by its title.

On which motion the yeas and nays were taken, and resulted—yeas 28, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carlisle, Carran, Creamer, Eggleston, Entrekin, Fleischmann, Harper, Hartshorn, Horr, Hollingsworth, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, Parker, Pond, Richards, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—28.

So the constitutional rule was dispensed with, and said bill was read the second time by its title.

Mr. Harper moved that the constitutional rule requiring bills to be read on three different days be dispensed with, that said bill (H. B. No. 757) may be read the third time.

On which motion the yeas and nays were taken, and resulted—yeas 29, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carlisle, Carran, Creamer, Eggleston, Entrenkin, Fleischmann, Harper, Hartshorn, Horr, Hollingsworth, Jackson, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, Parker, Pond, Richards, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—29.

So the constitutional was dispensed with, and said bill was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 29, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carlisle, Carran, Creamer, Eggleston, Entrenkin, Fleischmann, Harper, Hartshorn, Horr, Hollingsworth, Jackson, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, Parker, Pond, Richards, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—29.

So the bill passed. The title was agreed to

On motion of Mr. Saltzgaber, the Judiciary Committee was relieved from further consideration of S. J. R. No. 38.

On motion of Mr. Saltzgaber, said resolution was laid upon the table, and ordered printed

Mr. Marriott offered the following joint resolution, which was referred to the committee on Printing.

S. J. R. No. 69: *Be it resolved by the General Assembly of the State of Ohio*, That there be printed, for the use of Senators and members, 500 additional copies of the Rules of the Senate and House, in the same manner as under S. J. R. No. 7, 200 copies of which shall be bound in muslin.

On motion of Mr. Eggleston, the Senate adjourned.

Attest:

J. C. DONALDSON, *Clerk*.

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THURSDAY, February 17, 1881—10 O'CLOCK A.M.

The Senate met pursuant to adjournment.

Prayer by Rev. J. F. Hamilton.

The Journal was read and approved.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has passed the following bill, in which the concurrence of the Senate is requested:

H. B. No. 617—Mr. Scott of Warren: Supplemental to an act entitled

"An act to amend an act entitled an act to amend the act entitled an act to create and establish a common school fund in part of the county of Warren, composed of the Virginia Military District," passed February 20, 1834, passed April 30, 1868. (O. L., vol. 65, p. 259.)

Attest:

D. J. EDWARDS, *Clerk*.

Said bill was read the first time.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has concurred in Senate amendments to

Sub. for H. B. No. 171: To amend section 3763 of the Revised Statutes of Ohio.

H. B. No. 86: To amend section 2733 of the Revised Statutes of Ohio.

Attest:

D. J. EDWARDS, *Clerk*.

Bills were read the second time, and referred as follows:

H. B. No. 530: To amend section 2803 of the Revised Statutes.

To committee on Municipal Corporations.

H. B. No. 566: For the better improvement of the public highways in counties having a population in 1870 of 40,609.

To committee on Roads and Highways.

H. B. No. 752: To authorize the commissioners of Muskingum county to borrow money and complete a county infirmary.

To select committee of one—Mr. Jackson.

Mr. Van Cleaf submitted the following report:

The committee on Revision has examined, and found correctly engrossed, S. B. No. 313.

A. R. VAN CLEAF,  
A. R. CREAMER,  
E. N. HARTSHORN.

S. B. No. 313: To amend section 3906 of the Revised Statutes of Ohio—was read the third time.

Mr. Creamer moved to refer said bill (S. B. No. 313) to a select committee of one, with instructions to amend as follows:

After the last word of section 3906, add as follows: "The provisions of this act shall apply to villages having a population of two thousand and over."

Which was disagreed to.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 10, nays 9, as follows:

Those who voted in the affirmative were—

Messrs. Eggleston, Fleischmann, Hartshorn, Kirby of Wyandot, Marriott, Mounts, Parker, Sinks, Tyler, and Van Cleaf—10.

Those who voted in the negative were—

Messrs. Horr, Moore, Pollard, Pond, Richards, Strong, Sullivan, Saltzger, and Wilkins of Fulton—9.

So the bill, having failed of a constitutional majority, was lost.

Mr. Van Cleaf demanded a call of the Senate.

Mr. Wilkins of Fulton asked and obtained leave of absence for Mr. Harper for to-day.

A call of the Senate was had, and the following Senators answered to their names:

Messrs. Atkinson, Creamer, Eggleston, Entrekin, Fleischmann, Harts-horn, Horr, Hollingsworth, Jackson, Kirby of Wyandot, Marriott, Moore, Mounts, Parker, Perkins, Pollard, Pond, Richards, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, and Wilkins of Fulton—25.

Mr. Eggleston moved that further proceedings under the call be dispensed with.

Which was disagreed to.

Messrs. Kirby of Hamilton and Wilkins of Tuscarawas appeared within the bar of the Senate and answered to their names.

Senators absent without leave were Messrs. Carran, Cline, and Beebe.

The Sergeant-at Arms was dispatched for absentees.

The Sergeant-at-Arms reported the presence of Senator Carran within the bar of the Senate.

On motion of Mr. Creamer, further proceedings under the call were dispensed with.

Mr. Van Cleaf moved to reconsider the vote by which S. B. No. 313 was lost.

Which was agreed to.

On motion of Mr. Van Cleaf, said bill was laid upon the table.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has concurred in the passage of S. B. No. 298: To authorize certain incorporated villages to construct machine shops, and to issue bonds therefor,

With the following amendments, in which the concurrence of the Senate is requested:

In section 4, line 3, strike out the words "or special."

Also in line 7, section 4, strike out the word "ten," and insert in lieu thereof the word "twenty."

Attest:

D. J. EDWARDS, *Clerk.*

The question being on concurring in the amendments, the yeas and nays were ordered, taken, and resulted—yeas 21, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Creamer, Eggleston, Entrekin, Fleischmann, Harts-horn, Hollingsworth, Kirby of Hamilton, Kirby of Wyandot, Moore, Mounts, Perkins, Pond, Richards, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, and Wilkins of Tuscarawas—21.

So said amendments were concurred in.

The following bills were introduced and read the first time:

S. B. No. 334—Mr. Sinks: To amend section 1117 of the Revised Statutes of Ohio, as amended April 2, 1880.

S. B. No. 335—Mr. Strong: To amend section 897 of the Revised Statutes of Ohio.

S. B. No. 336—Mr. Hartshorn: To amend section 6864 of the Revised Statutes of Ohio.

Thursday, February 17, 1881.

Mr. Hollingsworth submitted the following report:

The committee on Judiciary, to whom was referred S. B. No. 305: To amend section 6302 of the Revised Statutes—having had the same under consideration, report it back, with following amendments, and recommend its passage when so amended:

In line 9, strike out the word "twenty," and insert in lieu thereof the word "five."

At the end of section 1, add the following words, to-wit: "residing in the county."

D. A. HOLLINGSWORTH,	R. G. RICHARDS,
LYMAN J. JACKSON,	F. M. MARRIOTT.
F. B. POND,	

Said amendments were agreed to.

Said bill was ordered to be engrossed and read the third time to-morrow.

Mr. Marriott submitted the following report:

The committee on Judiciary, to whom was referred H. B. No. 314: To amend section 5189 of the Revised Statutes of Ohio—having had the same under consideration, report it back, and recommend its indefinite postponement.

F. B. POND,	R. G. RICHARDS.
G. M. SALTZGABER,	THOMAS J. CARRAN,
D. A. HOLLINGSWORTH,	F. M. MARRIOTT.

Said bill was indefinitely postponed.

Mr. Richards submitted the following report:

The committee on Judiciary, to whom was referred S. B. No. 292: To amend section 1435 of the Revised Statutes of Ohio—having had the same under consideration, report it back, with following amendments, and recommend its passage when so amended:

1. Strike out the word "and," at the end of line 7, and insert the word "or" in lieu thereof.

2. Insert the following, after the word "demand," in line 8: "and the auditor shall deliver to the governor, with each deed, a certificate, under the seal of his office, in which shall appear the name of the grantee, a brief description of the land conveyed, and such other facts as should appear of record in the executive department, and also a statement that the papers upon which the deed is based are on file in his office, and have been examined by him, and found to be correct, and in accordance with law."

F. B. POND,	THOMAS J. CARRAN,
F. M. MARRIOTT,	G. M. SALTZGABER.
R. G. RICHARDS,	

Said amendments were agreed to.

Said bill was ordered to be engrossed and read the third time to-morrow.

Mr. Saltzgaber submitted the following report:

The committee on Judiciary, to whom was referred S. B. No. 274: To amend section 6607 of the Revised Statutes of Ohio—having had the same under consideration, report it back, with following amendments, and recommend its passage when so amended:



Strike out all after the enacting clause, and insert the following: That section 6607 be so amended as to read as follows:

"Section 6607. If the suit be not continued, place of trial changed, or neither party demand a jury upon the return day of the summons, the justice shall try the cause; and if, after hearing the evidence, he shall conclude that the complaint is not true, he shall enter judgment against the plaintiff for costs; if he find the complaint true, he shall render a general judgment against the defendant and in favor of the plaintiff for restitution of the premises and costs of suit; if he find the complaint is true in part, he shall render a judgment for the restitution of such part only, and the costs shall be taxed as the justice shall deem just and equitable; and if it shall be proven at the trial that the defendant failed to pay rent, at the time agreed upon, and that he is still indebted to the plaintiff for rent, then such defendant shall not be permitted to show that at the commencement of the action he had entered upon a new term, but shall be regarded as one holding over his term. In order to forfeit the term of a lease for non payment of rent, it shall be sufficient for the lessor to demand of the lessee the rent due at any time on the day the same becomes due and payable, or within one day thereafter; and if the same is not paid in three days from the day of demand, then said term shall be forfeited, and thereupon proceedings for the possession of property may be had as provided in section 6599; but this latter clause shall not apply where parties have otherwise contracted.

"Section 2. That said section 6607 be and the same is hereby repealed.

"Section 3. This act shall take effect and be in force from and after its passage."

F. B. POND,  
G. M. SALTZGABER,  
F. M. MARRIOTT,

LYMAN J. JACKSON,  
R. G. RICHARDS.

Said amendments were agreed to.

Said bill was laid upon the table and ordered printed.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The following bills have been introduced in the House of Representatives, and read the first time:

H. B. No. 753—Mr. Cole: To amend section one of an act entitled "an act to regulate the distribution of any surplus that may remain in the treasury of the county of Scioto, arising from the tax on dogs," passed March 30, 1880.

H. B. No. 754—Mr. Cole: To amend section 7246 of the Revised Statutes of Ohio.

H. B. No. 755—Mr. Cope: To authorize the trustees of Cádiz township, Harrison county, Ohio, to improve the street and road leading to the township cemetery.

H. B. No. 756—Mr. Moore of Washington: To authorize the trustees of Fearing township, Washinton county, Ohio, to take charge of the burial ground of said township.

H. B. No. 758—Mr. Bishop: For the relief of the sureties of A. N. Robinson, late treasurer of Clermont county, Ohio.

H. B. No. 759—Mr. Kerr: To divide Liverpool township, Columbiana county, Ohio, into two election precincts.

H. B. No. 760—Mr. Barton: To authorize the transfer of funds arising from the tax on dogs in Wayne county.

H. B. No. 761—Mr. Hopkins: To repeal chapter 7, title III, part I, of the Revised Statutes of Ohio.

H. B. No. 762—Mr. Stubbs: To amend section 7657 of the Revised Statutes of Ohio.

Attest:

D. J. EDWARDS, *Clerk*.

Mr. Atkinson submitted the following report:

The committee on Roads and Highways, to whom was referred S. B. No. 322: To authorize the commissioners of Guernsey county to repair the Quaker City and Summerfield turnpike—having had the same under consideration, report it back, and recommend its passage.

F. M. ATKINSON,  
B. W. CARLISLE,

GEO W. MOORE,  
JOSIAH KIRBY.

Said bill was read the third time.

Mr. Pond moved to refer said bill (S. B. No. 322) to a select committee of one, with instructions to amend as follows:

Strike out, in line 2 section 1, the words "and required."

Which was disagreed to.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 24, nays 1, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Carran, Creamer, Eggleston, Entrekin, Fleischmann, Hartshorn, Horr, Hollingsworth, Jackson, Kirby of Wyandot, Marriott, Moore, Mounts, Parker, Perkins, Pollard, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Wilkins of Fulton, and Wilkins of Tuscarawas—24.

Mr. Richards voted in the negative.

So the bill passed. The title was agreed to.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has passed the following bills, in which the concurrence of the Senate is requested:

H. B. No. 653—Mr. Porter: Supplementary to an act entitled "an act to authorize certain municipal corporations to construct machine shops and issue bonds therefor," passed April 13, 1880 (Ohio Laws, volume 77, page 193.)

H. B. No. 704—Mr. Bloom: Supplementary to the act entitled "an act to authorize the Register of Virginia Military School Lands at Mansfield to close the business of his office," passed June 10, 1879.

Attest:

D. J. EDWARDS, *Clerk*.

Said bills were read the first time.

Mr. Pollard submitted the following report :

The joint committee on Enrollment have examined, and found correctly enrolled, the following bills:

H. B. No. 86: To amend section 2733 of the Revised Statutes of Ohio.

H. B. No. 276: To amend section 2711 of the Revised Statutes of Ohio.

H. B. No. 380: To amend sections 7060 and 7061 of the Revised Statutes of Ohio.

H. B. No. 389: To amend sections 2957 and 2958 of the Revised Statutes of Ohio.

H. B. No. 553: To amend section 6836 of the Revised Statutes of Ohio.

H. B. No. 648: To distribute the surplus dog tax in Columbiana county.

D. A. HOLLINGSWORTH,  
J. K. POLLARD,  
G. W. MOORE,  
JOHN F. LOCKE,

C. R. HARMON,  
H. R. SMITH,  
W. T. WALLACE,  
J. L. C. RYELL.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The Speaker of the House of Representatives has, in the presence of the House, signed the following bills:

H. B. No. 86: To amend section 2733 of the Revised Statutes of Ohio.

H. B. No. 276: To amend section 2711 of the Revised Statutes of Ohio.

H. B. No. 380: To amend sections 7060 and 7061 of the Revised Statutes of Ohio.

H. B. No. 389: To amend sections 2957 and 2958 of the Revised Statutes of Ohio.

H. B. No. 553: To amend section 6836 of the Revised Statutes of Ohio.

H. B. No. 648: To distribute the surplus dog tax in Columbiana county.

Attest:

D. J. EDWARDS, *Clerk*.

The President of the Senate, in the presence of the Senate, signed said bills.

Mr. Sullivan submitted the following report:

The committee on Ditches and Drains, to whom was referred S. B. No. 321: To repeal a special act passed April 19, 1847 (O. L., vol. 74, page 448), entitled an act to provide for the straightening, clearing out, widening, and otherwise improving Stillwater ditch and creek, also its tributaries, in Darke county, Ohio—having had the same under consideration, report it back, and recommend its passage.

L. M. STRONG, G. M. SALTZGABER,  
JNO. C. ENTREKIN, J. J. SULLIVAN.

Said bill was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 25, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Creamer, Eggleston, Entrekin, Fleischmann, Hartshorn, Horr, Hollingsworth, Jackson, Kirby of Wyandot, Marriott, Moore, Mounts, Parker, Perkins, Pollard, Pond, Richards, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—25.

So the bill passed. The title was agreed to.

Mr. Richards submitted the following report:

The committee on Library, to whom was referred H. J. R. No. 96: To procure the publication of the so-called St. Clair papers—having had the same under consideration, report it back, with following amendments, and recommend its adoption:

Strike out the words "by the Secretary of State," and insert in lieu thereof the words, "in the State Library, under the control of the Library Commissioners."

And add at the end of the resolution the following: "Said original papers shall not be taken or removed from the Library, and the Board of Library Commissioners is hereby authorized to make the necessary arrangements for copying the same in the Library."

R. G. RICHARDS,  
A. R. VAN CLEAF.

Said amendments were agreed to.

The question being on the adoption of said resolution, the yeas and nays were ordered, taken, and resulted—yeas 23, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Creamer, Eggleston, Entrekin, Fleischmann, Hartshorn, Horr, Hollingsworth, Kirby of Wyandot, Marriott, Moore, Mounts, Parker, Perkins, Pollard, Pond, Richards, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—23.

So the resolution was adopted.

Mr. Jackson submitted the following report:

The select committee of one, to whom was referred H. B. No. 752: To authorize the commissioners of Muskingum county to borrow money to complete county infirmary—having had the same under consideration, report it back, and recommend its passage.

LYMAN J. JACKSON.

Said bill was ordered to be read the third time to-morrow.

On motion of Mr. Creamer, the Senate took a recess.

### THREE O'CLOCK P.M.

Mr. Sullivan, under suspension of the rules, introduced the following bill, which was read the first time:

S. B. No. 337: To amend section 2833 of the Revised Statutes of Ohio.

Mr. Hitchcock moved to take from the table S. J. R. No. 65.

Which was agreed to.

The question then being on the adoption of said resolution, the yeas and nays were ordered, taken, and resulted—yeas 21, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Creamer, Eggleston, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kirby of Wyandot, Marriott, Moore, Mounts,

Parker, Perkins, Pollard, Pond, Richards, Sinks, Sullivan, Tyler, and Wilkins of Fulton—21.

So the resolution was adopted.

Mr. Perkins asked and obtained indefinite leave of absence for Mr. Beebe.

Mr. Entrekin, under suspension of the rules, introduced the following bills, which was read the first time :

S. B. No. 338 : To authorize the commissioners of Ross county to settle certain claims therein named.

S. B. No. 339 : To amend section 8401 of the Revised Statutes of Ohio.

Mr. Entrekin offered the following joint resolution, which was referred to the committee on Public Printing :

S. J. R. No. 70 : *Be it resolved by the General Assembly of the State of Ohio,* That the Supervisor of Public Printing be and he is hereby instructed to cause the Report of the Adjutant General to be printed at once, so as to allow the same to be submitted to members prior to acting on the general appropriation bill at the present session.

On motion of Mr. Hollingsworth, the Senate proceeded to take up the special order for 3½ o'clock.

S. R. No. 88 : Requesting members of the Senate who signed the protest presented by Mr. Van Cleef to furnish evidence of the truth of the allegations made therein.

Mr. Hollingsworth moved to amend S. R. No. 88, by striking out all after the word "resolved," and inserting in lieu thereof a preamble, and also additional matter, so as to make said resolution read as follows :

WHEREAS, The right to protest against any act or resolution, as guaranteed by section 10, article 2, of the Constitution of Ohio, does not include any right to wantonly defame or libel the officers of the State or the United States, or to vilify the private character of honorable citizens of either ; and,

WHEREAS, A number of Senators, in entering a protest against the adoption of S. J. R. No. 67, have exceeded their constitutional right to protest, as thus guaranteed, by inserting in said protest an unfounded accusation against the title of President R. B. Hayes, to the effect that he was never legally elected President of the United States, but was illegally seated in the Presidential chair, as the result of a supposed wrong and colossal fraud, which they characterize in said protest as a foul stain on the American Republic ; and,

WHEREAS, The Senate and House of Representatives of the Congress of the United States, aided in their deliberations by a duly constituted Electoral Commission, partly composed of the Justices of the Supreme Court of the United States, after carefully canvassing the votes of the several Electoral Colleges, as cast for President of the United States in 1876, duly declared that said R. B. Hayes had been elected to said office ; and,

WHEREAS, In pursuance of said declaration, said R. B. Hayes was regularly inaugurated President of the United States, and has ever since continued to hold said office, with the full acquiescence of both Houses of Congress and of the people of the United States ; therefore,

*Resolved,* That we denounce said accusation, as thus embodied in said protest, and entered upon the Journal of the Senate, as an abuse of the constitutional right of protest, and as a libel upon the present legally elected Chief Magistrate of the Nation ; and,

WHEREAS, Certain grave and scandalous charges are also embodied in

said protest affecting the character and integrity of an honored citizen of Ohio, to wit, Stanley Matthews, whose nomination to be an Associate Justice of the Supreme Court of the United States is now pending, for confirmation, before the Senate of the United States; and,

WHEREAS, Said charges, if proved true, prove him to be unfit to occupy said high office, or to be recommended thereto by this Senate; and,

WHEREAS, It is unreasonable to suppose that honorable Senators would make such serious charges against a citizen without having in their possession abundant evidence of the truth thereof; therefore,

*Resolved*, That the signers of said protest be and they are hereby requested to furnish forthwith to the Judiciary Committee, in writing, for consideration under S. R. No. 87, any and all evidence which they may have to sustain the truth of their charges as thus embodied in said protest.

Mr. Hollingsworth moved that the resolution and pending amendment be laid upon the table and ordered printed.

On which motion the yeas and nays were demanded, taken, and resulted—yeas 17, nays 1, as follows:

Those who voted in the affirmative were—

Messrs. Carran, Creamer, Eggleston, Entrekin, Fleischmann, Hartshorn, Hitchcock, Horr, Hollingsworth, Kirby of Hamilton, Mounts, Perkins, Pollard, Pond, Richards, Sinks, and Strong—17.

Mr. Kirby of Wyandot voted in the negative.

The President announced no quorum voting.

Mr. Hollingsworth demanded a call of the Senate.

A call was had, and the following Senators answered to their names:

Messrs. Atkinson, Carran, Creamer, Eggleston, Entrekin, Fleischmann, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, Parker, Perkins, Pollard, Pond, Richards, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—28.

Mr. Hollingsworth moved that all further proceedings under the call be dispensed with.

On which motion the yeas and nays were demanded, taken, and resulted—yeas 17, nays 11, as follows:

Those who voted in the affirmative were—

Messrs. Carran, Creamer, Eggleston, Entrekin, Fleischmann, Hartshorn, Hitchcock, Horr, Hollingsworth, Kirby of Hamilton, Mounts, Perkins, Pollard, Pond, Richards, Sinks, and Strong—17.

Those who voted in the negative were—

Messrs. Atkinson, Jackson, Kirby of Wyandot, Marriott, Moore, Parker, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—11.

So the motion was agreed to.

The question recurring on the motion to lay said resolution upon the table, the yeas and nays were ordered, taken, and resulted—yeas 17, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Carran, Creamer, Eggleston, Entrekin, Fleischmann, Hartshorn, Hitchcock, Horr, Hollingsworth, Kirby of Hamilton, Mounts, Perkins, Pollard, Pond, Richards, Sinks, and Strong—17.

The President again announced no quorum voting.

The yeas and nays were again ordered, taken, and resulted—yeas 16, nays 2, as follows:

Those who voted in the affirmative were—

Messrs. Carran, Creamer, Eggleston, Entrekin, Hartshorn, Hitchcock, Horr, Hollingsworth, Kirby of Hamilton, Mounts, Perkins, Pollard, Pond, Richards, Sinks, and Strong—16.

Those who voted in the negative were—

Messrs. Kirby of Wyandot, and Wilkins of Tuscarawas—2.

Those present and not voting were Messrs. Atkinson, Jackson, Marriott, Moore, Parker, Saltzgaber, Sullivan, Tyler, Van Cleaf, and Wilkins of Fulton.

So the motion was agreed to.

Mr. Eggleston moved that the Senate adjourn.

On which motion the yeas and nays were demanded, taken, and resulted—yeas 16, nays 8, as follows:

Those who voted in the affirmative were—

Messrs. Carran, Creamer, Eggleston, Entrekin, Fleischman, Hartshorn, Hitchcock, Horr, Hollingsworth, Kirby of Hamilton, Mounts, Perkins, Pollard, Pond, Richards, and Strong—16.

Those who voted in the negative were—

Messrs. Kirby of Wyandot, Marriott, Moore, Parker, Sinks, Tyler, Wilkins of Fulton, and Wilkins of Tuscarawas—8.

So the Senate adjourned.

Attest:

J. C. DONALDSON, *Clerk*.

FRIDAY, *February* 18, 1881—10 o'clock A.M.

The Senate met pursuant to adjournment.

Prayer by Rev. J. F. Hamilton.

The Journal was read and approved.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has passed the following bill, in which the concurrence of the Senate is requested:

H. B. No. 697—Mr. Crites: To amend section 1706 of the Revised Statutes of Ohio.

Attest:

D. J. EDWARDS, *Clerk*.

Said bill was read the first time.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The Speaker of the House of Representatives has, in the presence of the House, signed the following bills and joint resolutions:

H. B. No. 590: For the relief of David Cline, treasurer of Clay township, Knox county.

Friday, February 18, 1881.

H. B. No. 620: To authorize the transfer of any funds, not exceeding fifteen hundred dollars, that may remain in the treasury of the county of Williams arising from tax on dogs.

H. J. R. No. 83: Relative to omitting certain reports from the executive documents.

H. J. R. No. 97: Authorizing the printing of additional copies of the lists of members and officers of the present General Assembly.

Attest:

D. J. EDWARDS, *Clerk*.

The President *pro tem.* of the Senate, in the presence of the Senate, signed said bills and joint resolutions.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has adopted the following joint resolution, in which the concurrence of the Senate is requested:

H. J. R. No. 82—Mr. Scott of Warren: Relative to the assignment of classes of pupils from the Deaf and Dumb Institution to learn the trade of book-binding at the State Bindery.

Attest:

D. J. EDWARDS, *Clerk*.

Said resolution was referred to the committee on Printing.

Mr. Harper presented the petition of citizens of Mt. Vernon, Knox county, asking for the passage of the bill known as the "Stubbs Sunday bill."

Which was referred to the committee on Judiciary.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has refused to concur in the passage of Sub. for S. B. No. 131: To amend section 3239 of the Revised Statutes of Ohio.

Attest:

D. J. EDWARDS, *Clerk*.

Mr. Van Cleaf presented the petition of Thomas Chenoweth, and 133 other citizens of Franklin county, in favor of bill authorizing building of bridge across Big Darby Creek, near Chenoweth's mill, in Franklin county.

Which was referred to the committee on Roads and Highways.

Mr. Van Cleaf presented the remonstrance of Walker Bros., and 200 other citizens of Franklin county, against the passage of any measure which will tend to increase taxation in said county.

Which was referred to the committee on Roads and Highways.

Bills were read the second time, and referred as follows:

S. B. No. 328: To authorize the council of the city of Steubenville to issue bonds to complete the twenty-inch water main and connections in said city.

To committee on Municipal Corporations.



S. B. No. 329: To authorize the commissioners of Fayette county, Ohio, to construct a turnpike and vacate a certain portion of the Deer Creek turnpike.

To select committee of one—Mr. Creamer.

S. B. No. 330: To authorize the city council of the city of Lancaster to issue bonds for the purpose of improving and extending the water works of said city.

To committee on Judiciary.

S. B. No. 331: To authorize the supervisors of the several road districts in this State to plant fruit or shade trees along the public highways, and to commute labor for that purpose, and requiring certain reports.

To committee on Agriculture.

S. B. No. 332: To authorize the commissioners of Darke county, Ohio, to transfer funds from tax on dogs to the Darke county agricultural society.

To committee on Agriculture.

S. B. No. 333: To authorize the appointment of an assistant by the Inspector of Mines.

To committee on Mines and Mining.

H. B. No. 617: Supplemental to an act entitled "An act to amend an act entitled an act to amend the act entitled an act to create and establish a common school fund in part of the county of Warren, composed of the Virginia Military District," passed February 20, 1834, passed April 30, 1868. (O. L., vol. 65, p. 259.)

To committee on Common Schools.

H. B. No. 653: Supplementary to an act entitled "an act to authorize certain municipal corporations to construct machine shops and issue bonds therefor," passed April 13, 1880 (Ohio Laws, volume 77, page 193.)

To committee on Judiciary.

H. B. No. 704: Supplementary to the act entitled "an act to authorize the Register of Virginia Military School Lands at Mansfield to to close the business of his office," passed June 10, 1879.

To committee on Finance.

Mr. Van Cleaf submitted the following report:

The committee on Revision has examined, and found correctly engrossed, S. B. Nos. 305 and 292.

A. R. VAN CLEAF,  
F. M. MARRIOTT,  
JOHN C. ENTREKIN.

H. B. No. 752: To authorize the commissioners of Muskingum county to borrow money and complete a county infirmary—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered taken, and resulted—yeas 29, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Carlisle, Carran, Creamer, Eggleston, Entekin, Fleischmann, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kirby of Wyandot, Moore, Mounts, Perkins, Pollard, Pond, Pringle, Richards, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—29.

So the bill passed. The title was agreed to

S. B. No. 292: To amend section 1435 of the Revised Statutes of Ohio—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 32, nays none, as follows:

Messrs. Atkinson, Carlisle, Carran, Creamer, Eggleston, Entrekin, Fleischmann, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, Parker, Perkins, Pollard, Pond, Pringle, Richards, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—32.

So the bill passed. The title was agreed to.

S. B. No. 305: To amend section 6302 of the Revised Statutes—was read the third time.

Mr. Creamer moved to refer said bill (S. B. No. 305) to a select committee of one, with instructions to amend as follows:

Strike out the word "each," in the fifth line thereof, and insert in lieu thereof the word "such."

Which was agreed to.

The President *pro tem.* appointed Mr. Creamer such committee, who reported the bill back amended as instructed.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 30, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Carlisle, Carran, Creamer, Eggleston, Entrekin, Fleischmann, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, Parker, Perkins, Pollard, Pringle, Richards, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—30.

So the bill passed.

The title was amended by adding the words "of Ohio" at the end thereof, and was then agreed to.

Mr. Van Cleaf moved to reconsider the vote by which S. B. No. 312 was lost on Wednesday last.

Which was agreed to.

Mr. Creamer moved to refer said bill (S. B. No. 312) to a select committee of one, with instructions to amend as follows:

By striking out all after the word "patient," in the ninth line, section 1.

Which was agreed to.

The President *pro tem.* appointed Mr. Creamer such committee, who reported the bill back amended as instructed.

Mr. Van Cleaf moved to refer said bill (S. B. No. 312) to a select committee of one, with instructions to amend as follows:

Insert after the word "patient," line 9, the words, "if they reside within the county."

Which was agreed to.

The President *pro tem.* appointed Mr. Van Cleaf such committee, who reported the bill back amended as instructed.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 26, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Carlisle, Creamer, Eggleston, Entrekin, Fleischmann, Harper, Hartshorn, Hitchcock, Horr, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, Perkins, Pond, Pringle, Richards, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—26.

So the bill passed. The title was agreed to.

## MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President :*

The House of Representatives has passed the following bill, in which the concurrence of the Senate is requested :

H. B. No. 785—Mr. Estill: To authorize the commissioners of Holmes county, Ohio, to rebuild a certain bridge.

Attest :

D. J. EDWARDS, *Clerk.*

Said bill was read the first time.

Mr. Sullivan moved that the constitutional rule requiring bills to be read on three different days be dispensed with, that said bill (H. B. No. 785) may be read the second time by its title.

On which motion the yeas and nays were taken, and resulted—yeas 30, nays none, as follows :

Those who voted in the affirmative were—

Messrs. Atkinson, Carlisle, Creamer, Eggleston, Entrekin, Fleischmann, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, Parker, Perkins, Pollard, Pringle, Richards, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—30.

So the rule was dispensed with, and the bill read the second time by its title.

Mr. Sullivan moved that the constitutional rule requiring bills to be read on three different days be dispensed with, that H. B. No. 785 may be read the third time.

On which motion the yeas and nays were taken, and resulted—yeas 31, nays none, as follows :

Those who voted in the affirmative were—

Messrs. Atkinson, Carlisle, Creamer, Eggleston, Entrekin, Fleischmann, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, Parker, Perkins, Pollard, Pond, Pringle, Richards, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—31.

So the rule was dispensed with, and the bill read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 30, nays none, as follows :

Those who voted in the affirmative were—

Messrs. Atkinson, Carlisle, Creamer, Eggleston, Entrekin, Fleischmann, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, Parker, Perkins, Pollard, Pond, Pringle, Richards, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—30.

So the bill passed. The title was agreed to.

The following bills were introduced and read the first time :

S. B. No. 340—Mr. Harper : To authorize the board of education of West Salem, in Wayne county, Ohio, to issue bonds for the redemption of other bonds.

S. B. No. 341—Mr. Strong : Supplementary to section 39 of the Revised Statutes of Ohio, and to further define the duties of the Sergeants-at-Arms of the Senate and House of Representatives.

S. B. No. 342—Mr. Hartshorn : To amend section 3908 of the Revised Statutes of Ohio.

Mr. Sinks submitted the following report :

The committee on Reform Schools and Girls' Industrial Home, to whom was referred S. B. No. 296: For the regulation of children's homes and industrial schools established under the general incorporation laws of the State, in counties containing a city of the first class and second grade, and to repeal an act supplementary to the act of 1876, for the establishment, support, and regulation of children's homes in the several counties and children's homes districts in the State, passed April 24, 1877, (O. L., vol. 74, p. 128)—having had the same under consideration, report it back, and recommend its passage.

JNO. F. SINKS,  
THOS. J. CARRAN,  
J. L. MOUNTS,

F. M. MARRIOTT,  
JNO. A. WILKINS,  
P. HITCHCOCK.

Said bill was ordered to be engrossed, and read the third time on Wednesday next.

Mr. Creamer submitted the following report :

The select committee of one to whom was referred S. B. No. 329: To authorize the commissioners of Fayette county, Ohio, to construct a turnpike, and vacate a certain portion of the Deer Creek turnpike—having had the same under consideration, report it back, and recommend its passage.

A. R. CREAMER.

Mr. Creamer moved that the constitutional rule requiring bills to be read on three different days be dispensed with, that said bill (S. B. No. 329) may be read the third time.

On which motion the yeas and nays were taken, and resulted—yeas 29, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Carran, Creamer, Eggleston, Entrekin, Fleischmann, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, Parker, Pollard, Pond, Pringle, Richards, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—29.

So the constitutional rule was dispensed with, and said bill was read the third time.

The question then being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 27, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Carlisle, Carran, Creamer, Eggleston, Entrekin, Fleischmann, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, Parker, Pollard, Pond, Pringle, Richards, Saltzgaber, Sinks, Sullivan, Van Cleaf, and Wilkins of Tuscarawas—27.

So the bill passed. The title was agreed to.

Mr. Carlisle submitted the following report:

The committee on Roads and Highways, to whom was referred H. B. No. 671: To authorize the county commissioners of Ross county to levy a tax for the purpose of constructing, extending, or finishing free turn-

pikes—having had the same under consideration, report it back, and recommend its passage.

GEO. W. MOORE,  
B. W. CARLISLE,

FRANK ATKINSON,  
JOSIAH KIRBY.

Said bill was ordered to be engrossed, and read the third time on Wednesday next.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has adopted the following joint resolution, in which the concurrence of the Senate is requested:

H. J. R. No. 105—Mr. Millikan: Requesting Senators and Representatives in Congress of the United States to use their influence against the reissuing of a certain patent.

Attest:

D. J. EDWARDS, *Clerk.*

Said resolution was read and referred to committee on Federal Relations.

Mr. Hollingsworth submitted the following report:

The joint committee on Enrollment have examined, and found correctly enrolled, the following bills and joint resolutions:

H. B. No. 590: For the relief of David Cline, of Clay township, Knox county.

H. B. No. 620: To authorize the transfer of any funds, not exceeding fifteen hundred dollars, that may remain in the treasury of the county of Williams, arising from the tax on dogs.

H. J. R. No. 83: Relating to omitting certain reports from the executive documents.

H. J. R. No. 97: Authorizing the printing of additional copies of the list of members and officers of the present General Assembly.

H. R. SMITH,  
JOHN F. LOCKE,  
C. R. HARMON,  
W. T. WALLACE,  
J. L. CORYELL,

D. A. HOLLINGSWORTH,  
L. M. STRONG,  
J. K. POLLARD,  
GEO. W. MOORE.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has passed the following bill, in which the concurrence of the Senate is requested:

H. B. No. 784—Mr. Jones: To amend section 6761 of the Revised Statutes of Ohio.

Attest:

D. J. EDWARDS, *Clerk.*

Said bill was read the first time.

A communication was received from G. A. Doren, Superintendent of the Institution for Feeble Minded Youth, enclosing report.

On motion of Mr. Hitchcock, said report was laid upon the table and ordered printed.

Friday, February 18, 1881.

The following communication was received from the Governor:

STATE OF OHIO, EXECUTIVE DEPARTMENT,

COLUMBUS, *February 18, 1881.*

*To the Senate:*

I have the honor to nominate, and by and with the advice and consent of the Senate appoint, Earl W. Merry, of Wood county, to be a Trustee of the Girls' Industrial Home, for the unexpired term ending April 14, 1882, to fill the vacancy caused by the resignation of Richard D. Williams.

Very respectfully,

CHARLES FOSTER, *Governor.*

Referred to committee on Reform School and Industrial School for Girls.

On motion of Mr. Creamer, the Senate took a recess.

THREE O'CLOCK P.M.

Mr. Eggleston, on leave, presented the petition of R. H. Leonard, and 24 other citizens of Hamilton county, asking for local option or a tax on the business of selling liquor.

Which was referred to the committee on Judiciary.

Mr. Jackson moved to take up the order of reports from standing committees.

Which was agreed to.

Mr. Jackson submitted the following report:

The committee on Corporations other than Municipal, to whom was referred H. B. No. 556: To amend section 3481 of the Revised Statutes—having had the same under consideration, report it back, with following amendments, and recommend its passage when so amended:

Add at the end of the title the words "of Ohio."

In line 2, after the figures "3841," insert "of the Revised Statutes of Ohio."

LYMAN J. JACKSON,	H. B. PERKINS,
CHAS. FLEISCHMANN,	R. A. HORR,
THOMAS J. CARRAN,	G. M. SALTZGABER.

Said amendments were agreed to.

Said bill was ordered to be engrossed, and read the third time on next Tuesday.

Mr. Hitchcock submitted the following report:

The committee on Finance, to whom was referred S. B. No. 317: To authorize the city council of Mount Vernon to issue bonds and borrow money for the erection of a building for the use of said city—having had the same under consideration, report it back, with following amendments, and recommend its passage when so amended:

In line 5, section 1, strike out "ten," and insert "twenty."

And in line 2, section 2, strike out the words "the rate of," and insert "a rate not to exceed."

P. HITCHCOCK,  
C. S. PARKER,  
B. WILKINS,

GEO. P. TYLER,  
B. EGGLESTON.

Said amendments were agreed to.

On motion of Mr. Harper, said bill was read the third time.

Mr. Entrekin moved to refer said bill (S. B. No. 317) to a select committee of one, with instructions to amend as follows:

Strike out the word "annually," in line 3, section 2, and insert the word "semi-annually" instead thereof.

Which was agreed to.

The President *pro tem.* appointed Mr. Entrekin such committee, who reported the bill back amended as instructed.

Mr. Eggleston moved to refer said bill (S. B. No. 317) to a select committee of one, with instructions to amend as follows:

In line 2, section 1, strike out the word "be," and insert the word "may."

Which was agreed to.

The President *pro tem.* appointed Mr. Eggleston such committee, who reported the bill back amended as instructed.

On motion of Mr. Sinks, said bill was laid upon the table to be engrossed.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has passed the following bills, in which the concurrence of the Senate is requested:

H. B. No. 609—Mr. Sullivan: To amend section 930 of the Revised Statutes.

H. B. No. 733—Mr. Patton: To distribute the surplus dog tax in Paulding county.

H. B. No. 503—Mr. Greene: To amend section 6334 of the Revised Statutes of Ohio.

H. B. No. 522—Mr. Brown of Butler: Authorizing cities of the second class, with a certain population, to build and dispose of railroad shops by issuing of bonds as provided.

Attest:

D. J. EDWARDS, *Clerk.*

Said bills were read the first time.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has concurred in the passage of S. B. No. 269: To amend section 108 of the Revised Statutes of Ohio.

Attest:

D. J. EDWARDS, *Clerk.*

## MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has adopted the following joint resolution, in which the concurrence of the Senate is requested:

H. J. R. No. 106—Mr. Snyder: Providing for the distribution of 5,000 copies of the Geological Atlas of Ohio.

Attest:

D. J. EDWARDS, *Clerk.*

Referred to committee on Geological Survey.

## MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has adopted the following joint resolution, in which the concurrence of the Senate is requested:

H. J. R. No. 65—Mr. Ray: Providing for a certain investigation by the standing committees of the Senate and House Public Works.

Attest:

D. J. EDWARDS, *Clerk.*

Referred to committee on Public Works.

Mr. Harper submitted the following report:

The committee on Public Printing, to whom was referred S. J. R. No. 70: Relative to printing the Report of the Adjutant-General, having the same under consideration, report it back, and recommend its adoption.

L. HARPER,

L. M. STRONG.

CHAS. FLEISCHMANN,

A. R. VAN CLEAF.

The question being on the adoption of the resolution, the yeas and nays were ordered, taken, and resulted—yeas 22, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Carran, Creamer, Eggleston, Entrekin, Fleischmann, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Kirby of Wyandot, Moore, Mounts, Pond, Richards, Sinks, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—22.

So the resolution was adopted.

Mr. Van Cleaf submitted the following report:

The committee on Public Printing, to whom was referred H. J. R. No. 82: Relative to the assignment of classes of pupils from the Deaf and Dumb Institution to learn the trade of book binding at the State Bindery—having had the same under consideration, report it back, and recommend its adoption.

A. R. VAN CLEAF,

CHAS. FLEISCHMANN,

L. HARPER,

L. M. STRONG.

On motion of Mr. Pond, said resolution was referred to the committee on Benevolent Institutions.

Mr. Moore presented the petition of David Martin, and 150 other citizens of Darke county, for the passage of a law to prevent the killing and destruction of quails.

Which was referred to the committee on Fish Culture and Game.



Mr. Hitchcock moved to reconsider the vote by which S. B. No. 317 was ordered to be re-engrossed.

Which was agreed to.

Mr. Hitchcock moved to reconsider the vote by which said bill was referred to a select committee of one with instructions to amend by inserting "may" before the word "be."

Which was agreed to.

The question then being on the motion of Mr. Eggleston to refer said bill to a select committee one, it was disagreed to.

The question recurring on the motion to engross the bill, it was agreed to.

Mr. Eggleston offered the following joint resolution:

S. J. R. No. 71: *Be it resolved by the General Assembly of the State of Ohio,* That the trustees of the Cincinnati Southern Railway be and are hereby directed to pay James P. Kilbreth, Frederick J. Mayer, and Charles W. Rowland, each and severally, the sum of three thousand five hundred dollars (\$3,500), as compensation for services rendered the city of Cincinnati in investigation of the affairs of said trustees, and report upon the same.

Which was referred to the committee on Municipal Corporations.

Mr. Creamer submitted the following report:

The committee on Revision has examined, and found correctly engrossed, S. B. No. 317.

A. R. CREAMER,  
A. R. VAN CLEAF,  
E. N. HARTSHORN.

By unanimous consent said bill was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 24, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Carlisle, Carran, Creamer, Eggleston, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Kirby of Wyandot, Moore, Mounts, Parker, Perkins, Pringle, Richards, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—24.

So the bill passed. The title was agreed to.

On motion of Mr. Creamer, the Senate adjourned.

Attest:

J. C. DONALDSON, *Clerk.*

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SATURDAY, February 19, 1881—10 o'clock A.M.

The Senate met pursuant to adjournment.

Prayer by Rev. J. F. Hamilton.

The Journal was read and approved.

Bills were read the second time, and referred as follows:

S. B. No. 334: To amend section 1117 of the Revised Statutes of Ohio. To committee on Fees and Salaries.

S. B. No. 335: To amend section 897 of the Revised Statutes of Ohio] To committee on Fees and Salaries.

S. B. No. 336: To amend section 6564 of the Revised Statutes of Ohio.  
To committee on Judiciary.

S. B. No. 337: To amend section 2833 of the Revised Statutes of Ohio.  
To committee on Agriculture.

S. B. No. 338: To authorize the commissioners of Ross county to settle certain claims therein named.

To committee on Fees and Salaries.

S. B. No. 339: To amend section 8401 of the Revised Statutes of Ohio.

To committee on Railroads and Telegraphs.

H. B. No. 784: To amend section 6761 of the Revised Statutes of Ohio.

To committee on Judiciary.

H. B. No. 503: To amend section 6334 of the Revised Statutes.

To committee on Judiciary.

H. B. No. 697: To amend section 1706 of the Revised Statutes.

To committee on Municipal Corporations.

H. B. No. 522: Authorizing cities of the first class, with a certain population, to build and dispose of railroad shops by the issuing of bonds as provided.

To committee on Municipal Corporations.

H. B. No. 733: To distribute the surplus dog tax in Paulding county.

To committee on Agriculture.

H. B. No. 609: To amend section 930 of the Revised Statutes.

On motion of Mr. Hartshorn, said H. B. No. 609 was laid upon the table and ordered printed.

The following bills was introduced and read the first time:

S. B. No. 343—Mr. Pollard: To authorize a special term of District Court in Jackson county, Ohio.

S. B. No. 344—Mr. Tyler: To enable Union township, Brown county, to settle a claim for bounty.

S. B. No. 345—Mr. Carran: To amend section 4672 of the Revised Statutes of Ohio.

Mr. Sinks asked and obtained leave of absence until Tuesday for Mr. Eggleston on account of sickness.

Mr. Sinks asked and obtained indefinite leave of absence for Mr. Cline, on account of sickness in his family.

Mr. Wilkins of Tuscarawas asked and obtained leave of absence for Messrs. Carran and Fleischmann.

On motion of Mr. Wilkins of Tuscarawas, the committee on Judiciary was discharged from further consideration of H. B. No. 653.

On motion of Mr. Wilkins of Tuscarawas, said bill was referred to a select committee of one, Mr. Wilkins being appointed said committee.

Mr. Hollingsworth submitted the following report:

The joint committee on Enrollment have examined, and found correctly enrolled, the following bills:

Sub. for H. B. No. 292: To provide for refunding the State debt of Ohio.

Sub. for H. B. No. 171: To amend section 3763 of the Revised Statutes of Ohio.

H. B. No. 757: To authorize the commissioners of Knox county to rebuild a certain bridge.

D. A. HOLLINGSWORTH,  
GEO. W. MOORE,  
JOHN F. LOCKE,  
W. T. WALLACE,

J. R. POLLARD,  
H. R. SMITH,  
C. R. HARMON,  
J. L. CORYELL.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The Speaker of the House of Representatives has, in the presence of the House, signed the following bills:

Sub. for. H. B. No. 171: To amend section 3763 of the Revised Statutes of Ohio.

Senate Sub. for H. B. No. 292: To provide for the refunding of the State debt of Ohio.

H. B. No. 757: To authorize the commissioners of Knox county to rebuild a certain bridge.

Attest:

D. J. EDWARDS, *Clerk*.

The President *pro tem.* of the Senate, in the presence of the Senate, signed said bills.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has passed the following bills, in which the concurrence of the Senate is requested:

H. B. No. 700—Mr Brown of Putnam: To authorize the re-recording of the original petition, plat, and articles of incorporation of the village of Columbus Grove, Putnam county, Ohio, and for other purposes.

H. B. No. 786—Mr Scott of Warren: Appropriating money for the support of Longview Asylum, and the payment of salaries of officers therein.

H. B. No. 603—Mr. Vallandigham: Amendatory of section 2805, and supplementary to section 2805a, of the Revised Statutes of Ohio.

H. B. No. 507—Mr. Snyder: To amend section 6819 of the Revised Statutes of Ohio.

H. B. No. 688—Mr. Greene: To amend sections 650 and 654 of the Revised Statutes of Ohio.

Attest:

D. J. EDWARDS, *Clerk*.

Said bill were read the first time.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The following bills have been introduced in the House of Representatives and read the first time:

H. B. No. 763—Mr. Snyder: To amend section 305 of the Revised Statutes of Ohio.

H. B. No. 764—Mr. Patton: To authorize the construction of sewers in the village of Defiance, Defiance county, Ohio, and for the borrowing of money to pay for the same.

H. B. No. 765—Mr. Tyler of Licking: Supplementary to section 6941 of the Revised Statutes of Ohio.

H. B. No. 766—Mr. Brenner: To amend an act entitled "an act to au-

thorize the city council of the city of Dayton to invest the market-house fund of said city in United States bonds," passed April 17, 1880. (O. L., vol. 77, p. 407.)

H. B. No. 767—Mr. Steward: To authorize the board of education of the village district of the incorporated village of Woodfield, Monroe county, to refund its present indebtedness for school purposes.

H. B. No. 768—Mr. Harmon: To authorize the commissioners of Portage county to build fire-proof addition and to remodel and repair the present court-house in said county, and to issue bonds therefor.

H. B. No. 769—Mr. Tyler of Wyandot: Providing for the corporal punishment of male persons in certain cases.

H. B. No. 770—Mr. Price: To amend section 6165 of the Revised Statutes of Ohio.

H. B. No. 771—Mr. Allen: To authorize the commissioners of Fulton county to transfer funds from tax on dogs to the Fulton County Agricultural Society, to pay its indebtedness and improve its buildings.

H. B. No. 772—Mr. Cowgill: To amend an act entitled "an act to amend section 4889 of the Revised Statutes of Ohio." (O. L., vol. 77, p. 65.)

H. B. No. 773—Mr. Robinson: To provide for an annual State board of equalization.

H. B. No. 774—Mr. Davis: To amend sections 5530 and 5534 of the Revised Statutes of Ohio.

H. B. No. 775—Mr. Wolfe: To amend section 2833 of the Revised Statutes of Ohio.

H. B. No. 776—Mr. Sawyer: To authorize the commissioners of Auglaize county to transfer funds from tax on dogs to the Auglaize County Agricultural Society.

H. B. No. 777—Mr. Armstrong: To authorize the creation of a special school district in East Union township, Wayne county, Ohio.

H. B. No. 778—Mr. Cochran: To authorize the transfer of funds arising from the tax on dogs in Brown county, Ohio.

H. B. No. 779—Mr. Groom: To regulate the charges of telephone companies.

H. B. No. 780—Mr. Walker: Respecting the DeGraff union school district of Logan county.

H. B. No. 781—Mr. McCrory: To regulate the rate of street railroad companies.

H. B. No. 782—Mr. Kerr: To amend section 938 of the Revised Statutes of Ohio.

H. B. No. 783—Mr. Letcher: To amend sections 6366 and 6670, and to repeal section 76 of the Revised Statutes of Ohio.

H. B. No. 784—Mr. Jones: To amend section 6761 of the Revised Statutes of Ohio.

H. B. No. 785—Mr. Estill: To authorize the commissioners of Holmes county, Ohio, to rebuild a certain bridge.

H. B. No. 786—Mr. Scott of Warren: Appropriating money for the support of Longview Asylum, and the payment.

H. B. No. 787—Mr. Walker: To enable certain counties to issue bonds for the repair of turnpikes, bridges, and culverts.

Attest:

D. J. EDWARDS, *Clerk.*

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has concurred in the adoption of the following joint resolution:

S. J. R. No. 65: Relative to the appointment of a joint committee of the two Houses.

With the following amendment, in which the concurrence of the Senate is requested:

In line 3, fill the blank with the word "five."

Attest:

D. J. EDWARDS, *Clerk.*

The question being on concurring in said amendment, the yeas and nays were ordered, taken, and resulted—yeas 8, nays 13, as follows:

Those who voted in the affirmative were—

Messrs. Harper, Hartshorn, Hitchcock, Kirby of Wyandot, Mounts, Parker, Perkins, and Pond—8.

Those who voted in the negative were—

Messrs. Carlisle, Horr, Hollingsworth, O'Hagan, Pollard, Richards, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, and Wilkins of Tuscarawas—13.

So the Senate refused to concur in said amendment.

On motion of Mr. Horr, the Senate adjourned until next Monday at 3 o'clock p.m.

Attest:

J. C. DONALDSON, *Clerk.*

MONDAY, February 21, 1881—3 O'CLOCK P.M.

The Senate met pursuant to adjournment.

The Journal was read and approved.

Bills were read the second time, and referred as follows:

S. B. No. 340: To authorize the board of education of West Salem, in Wayne county, Ohio, to issue bonds for the redemption of other bonds.

To committee on Schools and School Lands.

S. B. No. 341: Supplementary to section 39 of the Revised Statutes of Ohio, and to further define the duties of the Sergeants-at-Arms of the Senate and House of Representatives.

To committee on Claims.

S. B. No. 342: To amend section 3908 of the Revised Statutes of Ohio.

To committee on Schools and School Lands.

S. B. No. 343: To authorize a special term of the district court in Jackson county, Ohio.

To committee on Judiciary.

S. B. No. 344: To enable Union township, Brown county, to settle a claim for bounty.

To committee on Military Affairs.

H. B. No. 786: Appropriating money for the support of Longview Asylum, and the payment of salaries of officers therein.

To committee on Finance.

H. B. No. 603: Amendatory of section 2805, and supplementary to section 2805a of the Revised Statutes of Ohio.

To committee on Municipal Corporations.

H. B. No. 507: To amend section 6819 of the Revised Statutes of Ohio.

To committee on Judiciary.

H. B. No. 700: To authorize the re-recording of the original petition, plat, and articles of incorporation of the village of Columbus Grove, Putnam county, and for other purposes.

To committee on Municipal Corporations.

H. B. No. 688: To amend sections 650 and 654 of the Revised Statutes of Ohio.

To committee on Benevolent Institutions.

Mr. Wilkins of Fulton moved to reconsider the vote by which H. B. No. 700 was referred to the committee on Municipal Corporations.

Which was agreed to.

On motion of Mr. Wilkins of Fulton, said bill was referred to a select committee of one, Mr. Wilkins of Fulton.

The following bills were introduced, and read the first time:

S. B. No. 346—Mr. Sinks: To amend sections 3822 and 3824 of the Revised Statutes of Ohio.

S. B. No. 347—Mr. Pond: To amend section 6762 of the Revised Statutes of Ohio.

S. B. No. 348—Mr. Sinks: To authorize the commissioners of Montgomery county to build a monument or other memorial to perpetuate the memory of soldiers from said county who died in the service of their country.

Mr. Pollard submitted the following report:

The committee on Roads and Highways, to whom was referred H. B. No. 566: For the better improvement of the public highways in counties having a population in 1870 of 40,609—having had the same under consideration, report it back with following amendment, and recommend its passage when so amended:

In section 1 strike out all after "having," in line 2, down to and including "census" in line 3, and insert: "at the taking of the federal census in 1870 had, or which at the taking of any succeeding federal census may have, a population of 40,609."

J. K. POLLARD,  
B. W. CARLISLE,  
FRANK M. ATKINSON,

GEO. W. MOORE,  
D. D. BEEBE.

Said amendment was agreed to.

Said bill was ordered to be engrossed, and read the the third time tomorrow.

Mr. Carlisle offered the following joint resolution:

S. J. R. No. 72: *Be it resolved by the General Assembly of the State of Ohio,* That we earnestly sympathize with the down-trodden people of Ireland in their efforts to escape the grievous burdens, intolerable wrongs, and exactions of tyrannical government which have so long oppressed them, and in their eminently patriotic struggle for liberty, equality, and justice.

On motion of Mr. Carlisle, said resolution was laid upon the table and ordered printed.

Mr. Pollard submitted the following report :

The joint committee on Enrollment have examined, and found correctly enrolled, the following bills and joint resolution :

H. J. R. No. 96: To procure the publication of the so-called St. Clair papers.

H. B. No. 752: To authorize the commissioners of Muskingum county to borrow money, and complete a county infirmary.

H. B. No. 785: To authorize the commissioners of Holmes county to rebuild a certain bridge.

D. A. HOLLINGSWORTH,  
J. K. POLLARD,  
G. W. MOORE,  
H. R. SMITH,

C. R. HARMON,  
J. L. CORYELL,  
W. T. WALLACE,  
JOHN F. LOCKE.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President :*

The Speaker of the House of Representatives has, in the presence of the House, signed the following bills and joint resolution :

H. J. R. No. 96: To procure the publication of the so called St. Clair papers.

H. B. No. 752: To authorize the commissioners of Muskingum county to borrow money and complete a county infirmary.

H. B. No. 785: To authorize the commissioners of Holmes county to rebuild a certain bridge.

Attest:

D. J. EDWARDS, *Clerk.*

The President *pro tem.* of the Senate, in presence of the Senate, signed said bills and joint resolution.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President :*

The House of Representatives has adopted the following joint resolution, in which the concurrence of the Senate is requested:

H. J. R. No. 80—Mr. Reed of Ross: Authorizing the Board of Public Works to rescind the contract with the Cincinnati Central Railway Company in connection with the berme bank of the Miami and Erie canal.

Attest:

D. J. EDWARDS, *Clerk.*

Referred to committee on Judiciary.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President :*

The House of Representatives has adopted the following joint resolution, in which the concurrence of the Senate is requested:

H. J. R. No. 102—Mr. Scott of Warren: Authorizing the Auditor of State and Treasurer of State to credit the canal fund in their books with \$13,970.50, and charge sinking fund with \$13,970.50.

Attest:

D. J. EDWARDS, *Clerk.*

Referred to committee on Finance.

Monday, February 21, 1881.

## MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has indefinitely postponed the following bill:

S. B. No. 122: To amend section 4215 of the Revised Statutes of Ohio.

Attest:

D. J. EDWARDS, *Clerk*.

## MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has concurred in the adoption of the following joint resolution:

S. J. R. No 66: Requiring the Adjutant-General to keep in repair the electrical gas-lighting apparatus.

Attest:

D. J. EDWARDS, *Clerk*.

The following communication was received from the Governor:

STATE OF OHIO, EXECUTIVE DEPARTMENT,

COLUMBUS, *February 21, 1881.*

*To the General Assembly:*

I have the honor to transmit herewith a communication from Henry G. Stebbins, Esq., First Vice President of the United States International Commission, in relation to the International Exhibition to be held at city of New York in the year 1883, and bespeak such consideration of the subject as its importance demands.

Having but one copy of the communication, it is sent to the House of Representatives.

Very respectfully,

CHARLES FOSTER, *Governor*.

On motion of Mr. Sinks, said communication was referred to the committee on Federal Relations.

Mr. Marriott moved that the Senate adjourn until Monday at 10 o'clock a.m.

Which was disagreed to.

Mr. Pond moved that the Senate adjourn.

Which was agreed to.

Attest:

J. C. DONALDSON, *Clerk*.



TUESDAY, *February 22, 1881*—10 O'CLOCK A.M.

The Senate met pursuant to adjournment.

Prayer by Rev. Frank Gunsaulus.

The Journal was read and approved.

S. B. No. 345: To amend section 4672 of the Revised Statutes of Ohio—was read the second time and referred to the committee on Roads and Highways.

Mr. Van Cleaf submitted the following report:

The committee on Revision has examined, and found correctly engrossed, S. B. No. 296, re-engrossed H. B. No. 566, and re-engrossed H. B. No. 556.

A. R. VAN CLEAF,  
E. N. HARTSHORN,  
F. M. MARRIOTT.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has adopted the following joint resolution, in which the concurrence of the Senate is requested:

H. J. R. No. 104—Mr. Greene: Relative to the binding of the Code.

Attest:

D. J. EDWARDS, *Clerk*.

Mr. Saltzgaber moved to amend said resolution as follows:

After the word "the," in line 1, add the words "enrolled copy of the."  
Which was agreed to.

The question then being on the adoption of said resolution, the yeas and nays were ordered, taken, and resulted—yeas 27, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Beer, Carlisle, Creamer, Eggleston, Hartshorn, Hitchcock, Horr, Jackson, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pollard, Pond, Pringle, Richards, Saltzgaber, Sinks, Tyler, Van Cleaf, and Wilkins of Fulton—27.

So the Senate concurred in the adoption of said resolution.

H. B. No. 566: For the better improvement of the public highways in counties having a population in 1870 of forty thousand six hundred and nine—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 22, nays 2, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Beer, Carlisle, Creamer, Eggleston, Entekin, Hartshorn, Jackson, Kirby of Hamilton, Kirby of Wyandot, Moore, Mounts, O'Hagan, Parker, Perkins, Pollard, Pond, Pringle, Richards, Tyler, and Wilkins of Fulton—22.

Those who voted in the negative were—

Messrs. Hitchcock and Van Cleaf—2.

So the bill passed. The title was agreed to.

H. B. No. 556: To amend section 3481 of the Revised Statutes—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 20, nays 3, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Beer, Carlisle, Eggleston, Hartshorn, Horr, Jackson, Kirby of Hamilton, Kirby of Wyandot, Moore, Mounts, Parker, Perkins, Pond, Richards, Sinks, Tyler, Van Cleaf, and Wilkins of Fulton—20.

Those who voted in the negative were—

Messrs. Creamer, Entrekin, and Pringle—3.

So the bill passed. The title was agreed to.

The following bill was introduced and read the first time:

S. B. No. 348—Mr. Eggleston: To authorize railroad companies to construct, acquire, maintain, and operate telegraph lines for commercial purposes.

Mr. Saltzgaber submitted the following report:

The committee on Judiciary, to whom was referred S. B. No. 326: To amend sections 4, 4106, 4107, and 4108 of the Revised Statutes of Ohio—having had the same under consideration, report it back, with following amendment, and recommend its passage when so amended:

Strike out of lines 16 and 17, section 1, the words "neither of whom shall be the officer taking the acknowledgment."

G. M. SALTZGABER,

F. J. PRINGLE,

THOMAS J. CARRAN,

F. B. POND,

D. A. HOLLINGSWORTH,

R. G. RICHARDS.

Said amendment was agreed to.

Said bill was engrossed at the Clerk's desk and read the third time.

The question then being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 26, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Beer, Carlisle, Creamer, Eggleston, Entrekin, Hartshorn, Hitchcock, Horr, Jackson, Kirby of Hamilton, Kirby of Wyandot, Moore, Mounts, O'Hagan, Parker, Pollard, Pond, Pringle, Richards, Saltzgaber, Sinks, Tyler, Van Cleaf, and Wilkins of Fulton—26

So the bill passed. The title was agreed to.

Mr. Hartshorn submitted the following report:

The committee on Schools and School Lands, to whom was referred S. B. No. 342: To amend section 3908 of the Revised Statutes of Ohio—having had the same under consideration, report it back, and recommend its passage.

E. N. HARTSHORN,

THOS. M. BEER,

A. R. VAN CLEAF,

H. E. O'HAGAN.

Said bill was ordered to be engrossed and read the third time tomorrow.

Mr. Hitchcock submitted the following report:

The committee on Agriculture, to whom was referred H. B. No. 733: To distribute the surplus dog tax in Paulding county—having had the same under consideration, report it back, with following amendment, without recommendation:

Strike out, after "the second may," in line 2, to and including "act,"

in line 3, and insert "hereafter come into the treasury, not in all to exceed one thousand dollars."

P. HITCHCOCK,	B. W. CARLISLE,
R. G. RICHARDS,	M. H. KIRBY.
J. K. POLLARD,	

Said amendment was agreed to.

Said bill was ordered to be engrossed and read the third time tomorrow.

Mr. Carlisle submitted the following report:

The committee on Agriculture, to whom was referred S. B. No. 332: To authorize the commissioners of Darke county, Ohio, to transfer funds from tax on dogs to the Darke County Agricultural Society—having had the same under consideration, report it back, without recommendation.

B. W. CARLISLE,	R. G. RICHARDS,
J. K. POLLARD,	M. H. KIRBY.
P. HITCHCOCK,	

Mr. Moore moved to refer said bill to a select committee of three.

Which was agreed to.

The President *pro tem.* appointed Messrs. Moore, Carlisle, and Beer said committee.

Mr. Hitchcock submitted the following report:

The committee on Agriculture, to whom was referred S. B. No. 331: To authorize the supervisors of the several road districts in this State to plant fruit or shade trees along the public highways and to commute labor for that purpose, and requiring certain reports—having had the same under consideration, report it back, with following amendments, and recommend its passage when so amended:

In section 1, line 5, after "highways," insert "or tax paid therefor."

Also in line 7, after "employed," insert "or tax used."

In section 2, after "trees," in line 3, insert "determining their size and quality."

P. HITCHCOCK,	J. K. POLLARD,
B. W. CARLISLE,	R. G. RICHARDS.
M. H. KIRBY,	

Said amendments were agreed to.

Said bill was ordered to be engrossed and read the third time tomorrow.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The following bills have been introduced in the House of Representatives, and read the first time:

H. B. No. 788—Mr. Chapman: To amend sections 6961 and 6965 of the Revised Statutes of Ohio.

H. B. No. 789—Mr. Snyder: To amend section 296 of the Revised Statutes of Ohio.

H. B. No. 790—Mr. Decker: To amend section 7036 of the Revised Statutes of Ohio.

H. B. No. 791—Mr. Leggett: To provide for the heating and ventilation of the State House.

H. B. No. 792—Mr. Ferguson: To authorize the commissioners of Clermont county, Ohio, to construct certain turnpike roads.

H. B. No. 793—Mr. Hays: To amend section 4367 of the Revised Statutes of Ohio.

H. B. No. 794—Mr. Smith: Supplementary to the act of the General Assembly entitled "an act to authorize the commissioners of Noble county to construct certain free turnpike roads," passed April 15, 1880.

H. B. No. 795—Mr. Allen: Supplementary to amend section 903 of the Revised Statutes of Ohio.

H. B. No. 796—Mr. Scott of Jefferson: To section 1015 of the Revised Statutes of Ohio.

H. B. No. 797—Mr. Smith: To amend section 2948 of the Revised Statutes of Ohio.

H. B. No. 798—Mr. Voight: To authorize the county commissioners of Hamilton county to repair certain roads.

H. B. No. 799—Mr. Sullivan: To amend section 3256 of the Revised Statutes of Ohio.

H. B. No. 800—Mr. Cole: To amend section 4 of an act entitled "an act for the control and maintenance of public libraries in certain cities," passed May 15, 1879.

Attest:

D. J. EDWARDS, *Clerk*.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has passed the following bills, in which the concurrence of the Senate is requested:

H. B. No. 726—Mr. Cole: To authorize the commissioners of Scioto county to levy a tax for the purpose of constructing certain free turnpikes in said county.

H. B. No. 748—Mr. Dempcy: To provide for county solicitors in counties containing cities of the second grade, class first, being supplementary to chapter 10, title 8, part 1, of the Revised Statutes of Ohio, and to amend sections 845 and 2862 of the Revised Statutes of Ohio.

H. B. No. 787—Mr. Walker: To enable certain counties to issue bonds for the repair of turnpikes, bridges, and culverts.

H. B. No. 767—Mr. Steward: To authorize the board of education of the village district of the incorporated village of Woodsfield, Monroe county, to refund its present indebtedness for school-house purposes.

H. B. No. 694—Mr. Greene: To authorize the council of the city of Xenia to sell the city hospital property in said city.

H. B. No. 379—Mr. Wheeler: To repeal an act entitled "an act to divide the township of Findlay, Hancock county, Ohio, into two election precincts," passed March 29, 1875. (O. L., vol. 72, page 259.)

H. B. No. 665—Mr. Hill of Hamilton (by request): To amend section 3240 of the Revised Statutes of Ohio.

H. B. No. 692—Mr. Ebright: To amend section 2434 of the Revised Statutes of Ohio.

Attest:

D. J. EDWARDS, *Clerk*.

Said bills were read the first time.

Mr. Wilkins of Fulton submitted the following report :

The select committee of one, to whom was referred H. B. No. 700: To authorize the re-recording of the original petition, plat and articles of incorporation of the village of Columbus Grove, Putnam county and for other purposes—having had the same under consideration, report it back, and recommend its passage.

J. A. WILKINS.

Said bill was ordered to be engrossed, and read the third time to-morrow.

Mr. Carlisle presented the remonstrance of W. A. Dinsmore, M. E. Cooley, and numerous other citizens of Coolville, Athens county, remonstrating against any law being passed increasing the levy for school purposes in said village.

Which was referred to the committee on Schools and School Lands.

On motion of Mr. Hitchcock, the Senate took a recess.

THREE O'CLOCK P. M.

Mr. Saltzgaber, under suspension of the rules, introduced the following bill, which was read the first time:

S. B. No. 350: To provide for the relief of sureties in certain cases, to be known as section 5847a of the Revised Statutes of Ohio.

Mr. Moore, on leave, submitted the following report:

The select committee of three, to whom was referred S. B. No. 332: To authorize the commissioners of Darke county, Ohio, to transfer funds from tax on dogs to Darke County Agricultural Society—having had the same under consideration, report it back, and recommend its passage.

GEO. W. MOORE,  
THOS. M. BEER,  
B. W. CARLISLE.

Said bill was ordered to be engrossed, and read the third time to-morrow.

Mr. Saltzgaber moved that the Senate adjourn.

On which motion the yeas and nays were demanded, taken, and resulted—yeas 10, nays 16, as follows:

Those who voted in the affirmative were—

MESSRS. Atkinson, Beebe, Carlisle, Eggleston, Moore, O'Hagan, Parker, Saltzgaber, Tyler, and Van Cleaf—10.

Those who voted in the negative were—

MESSRS. Beer, Carran, Creamer, Entrekin, Hartshorn, Hitchcock, Horr, Kirby of Hamilton, Kirby of Wyandot, Mounts, Perkins, Pollard, Pond, Pringle, Richards, and Sinks—16.

So the motion was disagreed to.

Mr. Horr moved to take from the table S. R. No. 72.

Which was agreed to.

Mr. Horr offered the following substitute for said resolution:

THAT, WHEREAS, The great State of Ohio is a constituent part of a great country that had an institution in its midst that allowed one portion of its people to subsist upon the unpaid toil of another portion; and,

WHEREAS, One of the great political parties in said country did espouse the cause of the oppressors, and, to extend and perpetuate said institution, did plunge the country into a gigantic civil war, which resulted in setting the bondmen free; and,

WHEREAS, Said freedmen have been and are deprived of many of their natural and civil rights, and by the severity of treatment of their late masters have been driven from the land of their birth; and,

WHEREAS, One of the great political parties became, and is again, the apologist of the oppressors; and,

WHEREAS, The people of this great country have again put their seal of condemnation upon said political party: and,

WHEREAS, The government of England have denied to the poor and oppressed of Ireland many of their natural and civil rights; and,

WHEREAS, Our sympathies go out to the oppressed of all nations and all peoples; now, therefore,

*Be it resolved by the General Assembly of the State of Ohio, That we deeply sympathize with the down-trodden people of Ireland in their efforts to escape the grievous burdens, intolerable wrongs and exactions of tyrannical government; and, also, that we deeply sympathize with the freedmen of our own country, in their efforts to escape the grievous burdens, intolerable wrongs and exactions of their late tyrannical masters, which has long oppressed both peoples, and in their eminently patriotic struggle for liberty, equality, and justice.*

On motion of Mr. Hartshorn, said resolution and proposed substitute were referred to the committee on Federal Relations.

Mr. Sinks moved that the Senate adjourn.

On which motion the yeas and nays were demanded, taken, and resulted—yeas 13, nays 14, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Carran, Creamer, Eggleston, Hartshorn, Horr, Moore, Perkins, Pollard, Pond, Pringle, Richards, and Sinks—13.

Those who voted in the negative were—

Messrs. Atkinson, Beer, Carlisle, Entrekin, Hitchcock, Kirby of Hamilton, Kirby of Wyandot, Marriott, Mounts, O'Hagan, Parker, Saltzgaber, Tyler, and Van Cleaf—14.

So the motion was disagreed to.

Mr. Van Cleaf offered the following resolution, which was referred to the committee on Public Library:

S. J. R. No. 73: *Resolved by the General Assembly of the State of Ohio, That the State Librarian be and he is hereby authorized to sell all surplus reports and documents in the document rooms of the Library not desired for distribution, and to apply the proceeds to the assorting and arranging of the reports and papers which he may select to remain in said rooms; and that he distribute the extra copies of Report of Labor Statistics of 1878, and Report of Centennial Commission, to the members and officers of the present General Assembly.*

Mr. Beer moved that the Senate adjourn.

On which motion the yeas and nays were taken, and resulted—yeas 11, nays 17, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Beer, Carran, Eggleston, Entrekin, Moore, Pollard, Pond, Pringle, Richards, and Saltzgaber—11.

Those who voted in the negative were—

Messrs. Atkinson, Carlisle, Hartshorn, Hitchcock, Horr, Kirby of Ham-

ilton, Kirby of Wyandot, Marriott, Mounts, O'Hagan, Parker, Perkins, Richards, Saltzgaber, Sinks, Tyler, and Van Cleaf—17.

So the motion was disagreed to.

Mr. Mounts moved to take H. B. No. 89 from the table.

On which motion the yeas and nays were demanded, taken, and resulted—yeas 16, nays 7, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Beer, Carlisle, Eggleston, Hartshorn, Hitchcock, Horr, Kirby of Wyandot, Marriott, Moore, Mounts, Perkins, Pollard, Richards, and Van Cleaf—16.

Those who voted in the negative were—

Messrs. Carran, Creamer, O'Hagan, Parker, Saltzgaber, Sinks, and Tyler—7.

So the motion was agreed to.

The question then being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 21, nays 2, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Carlisle, Carran, Eggleston, Hartshorn, Horr, Jackson, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Perkins, Pollard, Pringle, Richards, Sinks, Tyler, Van Cleaf, and Wilkins of Fulton—21.

Those who voted in the negative were—

Messrs. Hitchcock, and Pond—2.

So the bill passed. The title was agreed to.

Mr. Marriott offered the following joint resolution:

S. J. R. No. 74: *Resolved by the General Assembly of the State of Ohio, That this General Assembly will adjourn, without day, on Monday, March 21, 1881, at the hour of 8 o'clock a.m. of said day.*

Mr. Eggleston gave notice to discuss, and the resolution went over, under the rules.

Mr. Kirby of Hamilton moved that the Senate adjourn.

On which motion the yeas and nays were demanded, taken, and resulted—yeas 22, nays 2, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Carlisle, Carran, Creamer, Eggleston, Hartshorn, Hitchcock, Horr, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, Parker, Perkins, Pollard, Pond, Pringle, Richards, Tyler, Van Cleaf, and Wilkins of Fulton—22.

Those who voted in the negative were—

Messrs. Atkinson, and O'Hagan—2.

So the motion was agreed to, and the Senate adjourned.

Attest:

J C. DONALDSON, *Clerk*

WEDNESDAY, *February 23, 1881*—10 o'clock A.M.

The Senate met pursuant to adjournment.

The Journal was read and approved.

Mr. Carlisle presented the remonstrance of John Mitchell, and numerous other citizens of Coolville, Athens county, remonstrating against the passage of any law increasing the levy for school purposes in said village.

Which was referred to the committee on Schools and School Lands.

Mr. Van Cleaf presented the remonstrance of A. Young, and 26 other citizens of Franklin county, against any measures increasing taxation in said county.

Which was referred to the committee on Roads and Highways.

Bills were read the second time, and referred as follows:

S. B. No. 346: To amend sections 3822 and 3824 of the Revised Statutes of Ohio.

To committee on Roads and Highways.

S. B. No. 347: To amend section 6762 of the Revised Statutes of Ohio.

To committee on Judiciary.

S. B. No. 348: To authorize the commissioners of Montgomery county to build a monument or other memorial to perpetuate the memory of soldiers from said county who died in the service of their country.

To committee on Military Affairs.

H. B. No. 767: To authorize the board of education of the village district of the incorporated village of Woodsfield, Monroe county, Ohio, to refund its present indebtedness for school house purposes—was read the second time.

Mr. Atkinson moved that the constitutional rule requiring bills to be read on three different days be dispensed with, that said H. B. No. 767 may be read the third time.

On which motion the yeas and nays were taken and resulted—yeas 27, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Beer, Carlisle, Carran, Creamer, Eggleston, Entrekin, Horr, Hollingsworth, Jackson, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Pond, Pringle, Richards, Sinks, Strong, Sullivan, Tyler, Van Cleaf, and Wilkins of Fulton—27.

So the motion having failed to receive the necessary three-fourths vote, was disagreed to.

On motion of Mr. Atkinson, said bill was referred to the committee on Finance.

Bills were read the second time, and referred as follows:

H. B. No. 787: To enable certain counties to issue bonds for the repair of turnpikes, bridges, and culverts.

To committee on Roads and Highways.

H. B. No. 692: To amend section 2434 of the Revised Statutes.

To committee on Municipal Corporations.

H. B. No. 748: To provide for county solicitors in counties containing cities of the second grade, class first, being supplementary to chapter 10,



title 8, part 1, of the Revised Statutes of Ohio, and to amend sections 845 and 2862 of said Statutes.

To committee on Judiciary.

H. B. No. 726: To authorize the commissioners of Scioto county to levy a tax for the purpose of constructing certain free turnpikes in said county.

To committee on Railroads, Turnpikes, and Telegraphs.

H. B. No. 694: To authorize the council of the city of Xenia to sell the city hospital property in said city.

To committee on Municipal Corporations.

H. B. No. 665: To amend section 3240 of the Revised Statutes.

To committee on Judiciary.

H. B. No. 379: To repeal an act entitled "an act to divide the township of Findlay, Hancock county, into two election precincts," passed March 29, 1875. (Ohio Laws, volume 72, page 259.)

To committee on Privileges and Elections.

Mr. Creamer submitted the following report:

The committee on Revision has examined, and found correctly engrossed, H. B. No. 733 and S. B. Nos. 332, 331, and 342.

A. R. CREAMER,	E. N. HARTSHORN,
JOHN C. ENTREKIN,	A. R. VAN CLEAF.

H. B. No. 700: To authorize the re-recording of the original petition, plat, and articles of incorporation of the village of Columbus Grove, Putnam county, and for other purposes—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 31, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Beer, Carlisle, Carran, Creamer, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pollard, Pond, Pringle, Richards, Sinks, Strong, Sullivan, Tyler, Van Cleaf, and Wilkins of Fulton—31.

So the bill passed. The title was agreed to.

H. B. No. 671: To authorize the county commissioners of Ross county to levy a tax for the purpose of constructing, extending, or finishing free turnpikes—was read the third time.

On motion of Mr. Entrekin, said bill was referred to a select committee of one.

Mr. Entrekin was appointed such committee.

H. B. No. 733: To distribute the surplus dog tax, in Paulding county—was read the third time

Mr. Carran moved to indefinitely postpone said bill.

On which motion the yeas and nays were demanded, taken, and resulted—yeas 5, nays 24, as follows:

Those who voted in the affirmative were—

Messrs. Carran, Hollingsworth, Pond, Pringle, and Richards—5.

Those who voted in the negative were—

Messrs. Atkinson, Beebe, Carlisle, Creamer, Eggleston, Harper, Hartshorn, Hitchcock, Horr, Jackson, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, and Wilkins of Fulton—24.

So the motion was disagreed to.

Mr. Strong moved to refer said bill (H. B. No. 733) to a select committee of one, with instructions to amend as follows:

Strike out, in line 2, the words, "that may be now on hand, and."

Mr. Pringle moved to amend the amendment as follows:

After the word "hereafter, in line 2, insert the following: "Be levied and."

On which motion the yeas and nays were demanded, taken, and resulted—yeas 9, nays 21, as follows:

Those who voted in the affirmative were—

Messrs. Carran, Creamer, Entrekin, Horr, Hollingsworth, Pond, Pringle, Richards, and Strong—9.

Those who voted in the negative were—

Messrs. Atkinson, Beer, Carlisle, Eggleston, Harper, Hartshorn, Jackson, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pollard, Saltzgaber, Sinks, Sullivan, Tyler, Van Cleaf, and Wilkins of Fulton—21.

So the motion was disagreed to.

The question recurring on the motion to refer H. B. No. 733 to a select committee of one, with instructions to amend, the yeas and nays were demanded; taken, and resulted—yeas 8, nays 22, as follows:

Those who voted in the affirmative were—

Messrs. Creamer, Entrekin, Horr, Hollingsworth, Pond, Pringle, Richards, and Strong—8.

Those who voted in the negative were—

Messrs. Atkinson, Beebe, Beer, Carlisle, Eggleston, Harper, Hartshorn, Jackson, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pollard, Saltzgaber, Sinks, Sullivan, Tyler, Van Cleaf, and Wilkins of Fulton—22.

So the motion was disagreed to.

The question then being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 20, nays 11, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Carlisle, Eggleston, Harper, Hartshorn, Jackson, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Saltzgaber, Sinks, Sullivan, Tyler, Van Cleaf, and Wilkins of Fulton—20.

Those who voted in the negative were—

Messrs. Beer, Carran, Creamer, Hitchcock, Horr, Hollingsworth, Pollard, Pond, Pringle, Richards, and Strong—11.

So the bill passed. The title was agreed to.

On motion of Mr. Horr, the Senate took a recess.

THREE O'CLOCK P.M.

S. B. No. 296: For the regulation of children's homes and industrial schools established under the general incorporation laws of the State in counties containing a city of the first class and second grade, and to repeal an act supplementary to the act of 1876 for the establishment, support, and regulation of children's homes in the several counties and children's homes districts in this State, passed April 24, 1876, (O. L., vol 74, p. 128)—was read the third time.

Mr. Carran moved to refer said bill (S. B. No. 296) to a select committee of one, with instructions to amend as follows:

In line 6, section 6, fill blank by inserting "125."

Which was agreed to.

The President appointed Mr. Carran such committee, who reported the bill back amended as instructed.

Mr. Hitchcock moved to refer said bill (S. B. No. 296) to a select committee of one, with instructions to amend as follows:

In section 4, line 13, strike out "of the school or."

Which was agreed to.

The President appointed Mr. Hitchcock such committee, who reported the bill back amended as instructed.

The question then being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 30, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Beer, Carlisle, Carran, Creamer, Eggleston, Entrekin, Fleischmann, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Perkins, Pollard, Pond, Pringle, Richards, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—30.

So the bill passed.

The title was amended by striking out the figures "1876," and inserting the figures "1877" in lieu thereof, and was then agreed to.

S. B. No. 331: To authorize the supervisors of the several road districts in this State to plant fruit or shade trees along the public highways, and to commute labor for that purpose, and requiring certain reports—was read the third time.

Mr. Hitchcock moved to refer said bill (S. B. No. 331) to a select committee of one, with instructions to amend as follows:

Add at the end of line 8, section 1, as follows: "nor shall trees be planted along the line of lands the owner of which objects thereto."

Which was agreed to.

The President appointed Mr. Hitchcock such committee, who reported the bill back amended as instructed.

Mr. Van Cleaf moved to refer said bill (S. B. No. 331) to a select committee of one, with instructions to amend as follows:

In line 3, section 1, strike out the words "fruit or."

Which was disagreed to.

The question then being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 26, nays 9, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Beer, Carlisle, Carran, Creamer, Eggleston, Entrekin, Fleischmann, Harper, Hartshorn, Hitchcock, Jackson, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Pollard, Pringle, Richards, Saltzgaber, Tyler, Wilkins of Fulton, and Wilkins of Tuscarawas—26

Those who voted in the negative were—

Messrs. Horr, Hollingsworth, Kirby of Hamilton, Perkins, Pond, Sinks, Strong, Sullivan, and Van Cleaf—9.

So the bill passed. The title was agreed to.

S. B. No. 332: To authorize the commissioners of Darke county, Ohio, to transfer funds from tax on dogs to the Darke County Agricultural Society—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 21, nays 8, as follows:

Those who voted in the affirmative were—

Messrs Atkinson, Beer, Carlisle, Eggleston, Harper, Hartshorn, Jackson, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Saltzgaber, Sinks, Sullivan, Tyler, Van Cleaf, and Wilkins of Fulton—21.

Those who voted in the negative were—

Messrs. Beebe, Carran, Creamer, Fleischmann, Hitchcock, Hollingsworth, Pond, and Pringle—8.

So the bill passed. The title was agreed to.

S. B. No. 342: To amend section 3908 of the Revised Statutes of Ohio—was read the third time.

Mr. Hartshorn moved to refer said bill (S. B. No. 342) to a select committee of one, with instructions to amend as follows:

1. In line 12, add "s" to the word "clerk."
2. In line 16, after the word "members," insert "shall."
3. In line 17, after the word "district," insert the following: "within five days from the time of holding said election"

Which was agreed to.

The President appointed Mr. Hartshorn such committee, who reported the bill back amended as instructed.

Mr. Hartshorn moved to refer said bill to a select committee of one.

Which was agreed to.

The President appointed Mr. Hartshorn such committee.

The following communications were read at the Clerk's desk:

TREASURY DEPARTMENT,

WASHINGTON, *February 21, 1881.*

*Dear Sir:* It is arranged between Senator Pendleton and me to invite the State officers and members of the General Assembly to an informal reception at our houses on the evening of the 5th of March. We live in the same square near each other, and it will be convenient to pass from one house to the other. Will you have the kindness to deliver this invitation to the members of the Senate in such way as you deem best.

Hoping to see you personally.

I am, very truly yours,

JOHN SHERMAN.

HON. A. HICKENLOOPER,

*President of the Senate, Columbus, Ohio.*

Mr. and Mrs. John Sherman will be happy to receive at their residence, 1319 K street, on the evening of March 5th, between 8 and 11 o'clock, the officers and members of the Senate of Ohio, with the ladies accompanying them, on the occasion of their visit to Washington, to attend the inauguration of President Garfield.

WASHINGTON, *February 21.*

Wednesday, February 23, 1881.

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UNITED STATES SENATE CHAMBER,

WASHINGTON, February 21, 1881.

HON. ANDREW J. HICKENLOOPER,

*Lieutenant-Governor, Columbus, Ohio:*

*My Dear Sir:* Will you do me the favor to lay before the Senate the accompanying invitation.

Very truly,

GEO. H. PENDLETON.

Mr. and Mrs. Pendleton request the honor of the company of the Lieutenant Governor, members and officers of the Senate, and the ladies accompanying them, on Saturday evening, March 5th, between the hours of 8 and 11 o'clock, at a reception in honor of the Governor and General Assembly of the State of Ohio, on the occasion of their visit to Washington to witness the inauguration of James A. Garfield as President of the United States.

WASHINGTON, 1301 K Street, February 21, 1881.

Mr. Beer moved that the President notify Senators Sherman and Pendleton of the acceptance of their invitations by the Senate, and return the thanks of the Senate for the same.

Which was agreed to.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives insists on its amendments to—  
S. J. R. No. 65: Relative to appointing a joint committee of the two Houses to consider measures for constitutional amendment—  
And requests a committee of Conference.

Attest:

D. J. EDWARDS, *Clerk.*

Mr. Van Cleef moved that the request of the House be acceded to.  
Which was agreed to.

The President appointed on said committee of conference, on the part the Senate, Messrs. Richards, Creamer, and Saltzgaber.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has passed the following bills, in which the concurrence of the Senate is requested:

H. B. No. 681—Mr. Scott of Warren, Chairman of the Finance Committee: Making appropriations for the last three quarters of the fiscal year ending November 15, 1881, and the first quarter of the fiscal year ending February 15, 1882.

Sub. for H. B. No. 104—Mr. Leggett: To amend section 7000 of the Revised Statutes of Ohio.

Attest:

D. J. EDWARDS, *Clerk.*

Said bills were read the first time.

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## MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has concurred in Senate amendments to

H. J. R. No. 104—Mr. Greene: Relative to the binding of the Code.

Attest:

D. J. EDWARDS, *Clerk*.

## MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has adopted the following joint resolution, in which the concurrence of the Senate is requested:

H. J. R. No. 103—Mr. Walker: Relative to the occupancy of the road-bed of the Ohio Railroad Company by the Lake Erie and Western Railroad Company.

Attest:

D. J. EDWARDS, *Clerk*.

Mr. Van Cleaf moved that said resolution be placed upon the calendar for consideration to morrow.

Which was agreed to.

## MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has adopted the following joint resolution, in which the concurrence of the Senate is requested:

H. J. R. No. 108—Mr. Jones: Directing the Attorney General to institute proceedings in quo warranto against telegraph companies attempting to consolidate contrary to the provisions of Ohio.

Attest:

D. J. EDWARDS, *Clerk*.

Referred to committee on Judiciary.

The following bills were introduced and read the first time:

S. B. No. 351—Mr. Eggleston: To provide for establishing a department for inspection of food, and to prevent its adulteration in the State of Ohio.

S. B. No. 352—Mr. Carran: Supplementary to the act entitled an act to revise and consolidate the General Statutes of Ohio, and to amend section 3333 of said act.

S. B. No. 353—Mr. Marriott: To amend section 4013 of the Revised Statutes of Ohio.

S. B. No. 354—Mr. Kirby of Hamilton: To amend sections 1694 and 2330 of the Revised Statutes of Ohio.

S. B. No. 355—Mr. Pringle: To amend section 1272 of the Revised Statutes of Ohio.

S. B. No. 356—Mr. Eggleston: To revise the Insurance Laws of the State of Ohio.

S. B. No. 357—Mr. Strong: To amend section 1284 of the Revised Statutes of Ohio.

Mr Creamer, on leave, introduced the following joint resolution:

S J R. No. 75: *Be it resolved by the General Assembly of the State of Ohio,* That when the Senate and House of Representatives of the present General Assembly adjourn on Saturday, the 26th day of February, A.D. 1881, it be until Tuesday, the 8th day of March A.D. 1881, at 3 o'clock p.m. of said day.

Mr. Kirby of Hamilton gave notice to discuss, and the resolution went over under the rules.

Mr. Pond submitted the following report:

The committee on Judiciary, to whom was referred H B No. 507: To amend section 6819 of the Revised Statutes of Ohio—having had the same under consideration, report it back, and recommend its passage.

F. B. POND,	F. M. MARRIOTT,
T. J. PRINGLE,	THOS. J. CARRAN.
R. G. RICHARDS,	

Said bill was ordered to be read the third time to-morrow.

Mr. Pringle submitted the following report:

The committee on Judiciary, to whom was referred S. B. No. 336: To amend section 6564 of the Revised Statutes of Ohio—having had the same under consideration, report it back, and recommend its indefinite postponement.

F. J. PRINGLE,	D. A. HOLLINGSWORTH,
F. B. POND.	F. M. MARRIOTT,
THOS. J. CARRAN,	LYMAN J. JACKSON.

On motion of Mr. Hartshorn, said bill was laid upon the table.

Mr. Pond submitted the following report:

The committee on Judiciary, to whom was referred H. B. No. 503: To amend section 6334 of the Revised Statutes of Ohio—having had the same under consideration, report it back, and recommend its passage.

F. B. POND,	F. M. MARRIOTT,
T. J. PRINGLE,	THOS. J. CARRAN.
R. G. RICHARDS,	

Said bill was ordered to be read the third time to-morrow.

Mr. Marriott submitted the following report:

The committee on Judiciary, to whom was referred H. B. No. 784: To amend section 6761 of the Revised Statutes of Ohio—having had the same under consideration, report it back, and recommend its passage.

F. B. POND,	D. A. HOLLINGSWORTH,
F. M. MARRIOTT,	T. J. PRINGLE,
THOS. J. CARRAN,	LYMAN J. JACKSON.

Said bill was ordered to be read the third time to-morrow.

Mr. Pond submitted the following report:

The committee on Judiciary, to whom was referred S. B. No. 343: authorize a special term of District Court in Jackson county, Ohio—

having had the same under consideration, report it back, and recommend its passage.

F. B. POND,	F. M. MARRIOTT,
T. J. PRINGLE,	THOS. J. CARRAN.
R. G. RICHARDS,	

Said bill was ordered to be engrossed, and read the third time to-morrow.

Mr. Pond submitted the following report:

The committee on Judiciary, to whom was referred S. B. No. 262: To facilitate the procuring of testimony—having had the same under consideration, report it back and recommend its indefinite postponement.

F. B. POND,	R. G. RICHARDS,
T. J. PRINGLE,	THOS. J. CARRAN.

On motion of Mr. Atkinson, said bill was ordered to be engrossed, and read the third time to-morrow.

Mr. Richards submitted the following report:

The committee on Judiciary, to whom was referred H. J. R. No. 80: To authorize the Board of Public Works to rescind the contract with the Cincinnati Central Railway Company, in connection with the berme bank of Miami and Erie Canal—having had the same under consideration, report it back with following amendments, and recommend its adoption when so amended:

Strike out all after the word "Cincinnati" to the word "therefore."

Also strike out all after the word "that," in the second line of the resolution, to and including the word "and," at the end of the sixth line of the resolution.

F. B. POND,	THOMAS J. CARRAN,
F. M. MARRIOTT,	D. A. HOLLINGSWORTH,
R. G. RICHARDS,	T. J. PRINGLE.

Said amendments were agreed to.

Mr. Richards moved to place said resolution on the calendar for consideration to-morrow.

Which was agreed to.

Mr. Carran submitted the following report:

The committee on Municipal Corporations, to whom was referred H. B. No. 697: To amend section 1706 of the Revised Statutes of Ohio—having had the same under consideration, report it back, and recommend its passage.

THOMAS J. CARRAN,	B. EGGLESTON,
G. M. SALTZGABER,	P. HITCHCOCK,
A. R. VAN CLEAF,	H. E. O'HAGAN.

Said bill was ordered to be read the third time to-morrow.

Mr. Saltzgaber submitted the following report:

The committee on Municipal Corporations, to whom was referred H. B. No. 522: Authorizing cities of the second class, with a certain population, to build and dispose of railroad shops by issuing of bonds as pro-



vided—having had the same under consideration, report it back without recommendation.

A. R. VAN CLEAF,	CHAS. FLEISCHMANN,
G. M. SALTZGABER,	B. EGGLESTON,
H. E. O'HAGAN,	THOMAS J. CARRAN.

Said bill was ordered to be read the third time to-morrow.

Mr. Beer submitted the following report:

The committee on Finance, to whom was referred H. B. No. 767: To authorize the board of education of the village district of the incorporated village of Woodsfield, Monroe county, to refund its present indebtedness for school purposes—having had the same under consideration, report it back, and recommend its passage.

THOS. M. BEER,	B. EGGLESTON,
GEO. P. TYLER,	C. S. PARKER,
P. HITCHCOCK,	D. D. BEEBE.

Said bill was ordered to be read the third time to-morrow.

Mr. Van Cleaf submitted the following report:

The committee on Municipal Corporations, to whom was referred S. B. No. 328: To authorize the council of the city of Steubenville to issue bonds to complete the twenty inch water main and connections in the said city—having had the same under consideration, report it back, and recommend its passage.

A. R. VAN CLEAF,	B. EGGLESTON,
THOMAS J. CARRAN,	P. HITCHCOCK,
G. M. SALTZGABER,	H. E. O'HAGAN.

Said bill was ordered to be engrossed and read the third time to-morrow.

Mr. Beebe submitted the following report:

The committee on Railroads, Telegraphs, and Turnpikes, to whom was referred H. B. No. 646: Supplementary to the act relating to incorporated villages which by the federal census of 1870 had, and which by any subsequent federal census may have, a population of 1,037, as amended April 16, A. D. 1879 (Revised Statutes of Ohio, sections 8356 and 8367), and an act supplementary thereto, passed March 30, A. D. 1880 (vol. 77, page 91, Ohio Laws)—having had the same under consideration, report it back, and recommend its passage.

D. D. BEEBE,	THOS. M. BEER,
GEO. P. TYLER,	H. E. O'HAGAN.

Said bill was ordered to be read the third time to-morrow.

Mr. Tyler submitted the following report:

The committee on Railroads, Telegraphs, and Turnpikes, to whom was referred S. B. No. 339: To amend section 8401 of the Revised Statutes of Ohio—having had the same under consideration, report it back with following amendment, and recommend its passage when so amended:

Add after the word "act," in line 5 thereof, the following, viz: "or at any stage of the construction thereof."

THOS. M. BEER,  
B. W. CARLISLE,  
D. D. BEEBE,

H. E. O'HAGAN,  
GEO. P. TYLER.

Said amendment was agreed to.

Said bill was ordered to be engrossed, and read the third time to-morrow.

Mr. Richards submitted the following report:

The committee on Library, to whom was referred S. J. R. No. 73: To authorize the State Librarian to sell certain surplus reports and documents—having had the same under consideration, report it back, and recommend its adoption.

R. G. RICHARDS,  
A. R. VAN CLEAF.

The question being on the adoption of the resolution, the yeas and nays were ordered, taken, and resulted—yeas 22, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Beer, Carran, Creamer, Eggleston, Hartshorn, Hollingsworth, Jackson, Kirby of Hamilton, Kirby of Wyandot, Moore, Mounts, O'Hagan, Parker, Pollard, Pringle, Richards, Sinks, Strong, Van Cleaf, and Wilkins of Tuscarawas—22.

So the resolution was adopted.

Mr. Sullivan submitted the following report:

The committee on Mines and Mining, to whom was referred S. B. No. 258: To amend section 6871 of the Revised Statutes of Ohio—having had the same under consideration, report it back with following amendments, and recommend its passage when so amended:

In line 7, after the word "statutes," strike out "or whoever disobeys any order given by the Inspector of Mines in carrying out any of the provisions of the law in reference to mines."

And in line 11, after the word "who," insert "intentionally and willfully."

And in line 14, after the word "thereof," insert "where he is at work, and for fifteen feet back from the face of his working place."

After the word "both," in line 15, insert: "Section 2. Said original section 6871 is hereby repealed."

In section 2, strike out the figure "2," and insert the figure "3" in lieu thereof.

J. J. SULLIVAN,  
H. B. PERKINS,  
F. M. ATKINSON,

F. B. POND,  
A. R. CREAMER,  
LYMAN J. JACKSON.

Said amendments were agreed to.

Said bill was ordered to be engrossed, and read the third time to-morrow.

Mr. O'Hagan submitted the following report:

The committee on Railroads, Telegraphs, and Turnpikes, to whom was referred S. B. No. 315: To amend section 1 of an act to authorize certain incorporated villages to build railroads, and to lease or operate the same,

passed April 16, 1880 (O. L., vol. 77, page 272)—having had the same under consideration, report it back, and recommend its passage.

H. E. O'HAGAN,	D. D. BRUBE,
B. W. CARLISLE,	GEO. P. TYLER,
D. A. HOLLINGSWORTH,	THOS. M. BEER.

Said bill was ordered to be engrossed, and read the third time to-morrow.

Mr. Entrekin submitted the following report:

The committee on Military Affairs, to whom was referred S. B. No. 297: To amend sections 3033, 3034, 3035, 3036, 3037, 3038, 3039, 3046, 3071, 3075, 3078, 3081 and 3082 of the Revised Statutes of Ohio—having had the same under consideration, report it back with following amendments, and recommend its passage when so amended:

Add after the word "Guard," in line 111, section 1, the following: "And the Adjutant General shall make a detailed report of such sales, purchases or exchanges to the Governor, stating each article sold, purchased or exchanged, and the prices fixed for the same, which report shall be published in the annual report of the Adjutant-General."

Also add after the words "thirty-three," at the end of line 137, the words "and one-third."

JOHN C. ENTREKIN,	L. H. STRONG,
F. B. POND,	J. J. SULLIVAN.
JOHN A. WILKINS,	

Said amendments were agreed to.

Said bill was ordered to be engrossed, and read the third time on next Friday.

Mr. Strong submitted the following report:

The committee on Military Affairs, to whom was referred S. B. No. 265: To provide for the examination and payment of certain military claims, and making an appropriation therefor—having had the same under consideration, report it back with following amendment, and recommend its passage when so amended:

In line 4, of section 1, strike out the word "May," and insert in lieu thereof the word "July."

In lines 6 and 7, strike out the words "Ohio Legislature," and insert in lieu thereof the following: "General Assembly of the State of Ohio."

In line 7, section 1, after the words "April 6, 1866," insert the following: "and acts amendatory thereof and supplementary thereto."

And in line 2, of section 3, strike out the word "five," and insert in lieu thereof the word "three."

L. M. STRONG,	J. J. SULLIVAN,
F. B. POND,	JNO. A. WILKINS,
H. B. PERKINS,	J. C. ENTREKIN.

Said amendments were agreed to.

Said bill was ordered to be engrossed and read the third time to-morrow.

Mr. Moore moved that H. B. No. 689 be taken from the table and placed upon the calendar for third reading on next Friday.

Which was agreed to.

Mr. Beer moved that the rule requiring the postponement of the consideration of S. J. R. No. 75, under notice to discuss, be suspended.

On which motion the yeas and nays were demanded, taken, and resulted—yeas 21, nays 1, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carran, Creamer, Eggleston, Fleischmann, Hartshorn, Jackson, Kirby of Hamilton, Kirby of Wyandot, Moore, Mounts, O'Hagan, Parker, Pollard, Pringle, Richards, Sinks, Strong, Tyler, and Wilkins of Tuscarawas—21.

Mr. Van Cleaf voted in the negative.

So the motion was agreed to, and the rule suspended.

The question then being on the adoption of said resolution, the yeas and nays were ordered, taken, and resulted—yeas 18, nays 5, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carran, Creamer, Eggleston, Fleischmann, Hartshorn, Jackson, Kirby of Hamilton, Moore, Mounts, O'Hagan, Parker, Pollard, Pringle, Sinks, Strong, and Wilkins of Tuscarawas—18.

Those who voted in the negative were—

Messrs. Beebe, Hollingsworth, Richards, Tyler, and Van Cleaf—5.

So the resolution, having failed to receive a constitutional majority, was lost.

Mr. Hartshorn moved to take S. B. No. 336 from the table.

Which was agreed to.

On motion of Mr. Hartshorn, said bill was ordered to be engrossed and read the third time to-morrow.

Mr. Tyler moved that the vote by which S. J. R. No. 75 failed of adoption be reconsidered.

Which was agreed to.

On motion of Mr. Tyler, said resolution was made the special order for 11 o'clock a.m. to-morrow.

On motion of Mr. Eggleston, the Senate adjourned.

Attest:

J. C. DONALDSON, *Clerk.*

THURSDAY, February 24, 1881—10 o'clock A.M.

The Senate met pursuant to adjournment.

The Journal was read and approved.

Mr. Moore moved to reconsider the motion by which H. B. No. 609 was taken from the table and set for third reading to-morrow.

Which was agreed to.

Said bill was, on motion of Mr. Moore, referred to the committee on Benevolent Institutions.

Mr. Jackson presented the petition of George Teal, and 23 other citizens of Bearfield township, Perry county, for establishment of special school district.

Which was referred to the committee on Common Schools and School Lands.

Mr. Jackson presented the remonstrance of Harvey Penrod and other citizens of Perry county, against establishing a special school district in Bearfield township of said county.

Which was referred to the committee on Common Schools and School Lands.

Mr. Carran presented the remonstrance of the Kirtland Shooting Club, and 75 other citizens of Cuyahoga county, against changing the law about shooting quail.

Which was referred to the committee on Fish Culture and Game.

S. B. No. 350: To provide for the relief of sureties in certain cases, to be known as section 5847a of the Revised Statutes of Ohio—was read the second time.

Mr. Saltzgaber moved that the constitutional rule requiring bills to be read on three different days be dispensed with, that said bill (S. B. No. 350) may be read the third time by its title.

On which motion the yeas and nays were taken, and resulted—yeas 29, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Beer, Carlisle, Carran, Creamer, Eggleston, Entrekin, Fleischmann, Harper, Hartshorn, Horr, Hollingsworth, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pond, Pringle, Saltzgaber, Sinks, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—29.

So the motion was agreed to, and the constitutional rule dispensed with.

Said bill was engrossed at the Clerk's desk and read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 20, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Beer, Carlisle, Carran, Creamer, Eggleston, Fleischmann, Harper, Hartshorn, Horr, Kirby of Wyandot, Moore, Mounts, O'Hagan, Pringle, Saltzgaber, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—20.

So the bill passed. The title was agreed to.

Bills were read the second time, and referred as follows:

H. B. No. 104: To amend section 7090 of the Revised Statutes of Ohio.

To committee on Agriculture.

H. B. No. 681: Making appropriations for the last three quarters of the fiscal year ending November 15, 1881, and the first quarter of the fiscal year ending February 15, 1882.

To committee on Finance.

Mr. Van Cleaf submitted the following report:

The committee on Revision has examined, and found correctly engrossed, S. B. Nos. 265, 339, 258, and re-engrossed H. J. R. No. 80.

A. R. VAN CLEAF,  
A. R. CREAMER,  
F. M. MARRIOTT.

Mr. Creamer submitted the following report:

The committee on Revision has examined, and found correctly engrossed, S. B. Nos. 315, 336, 343, 328 and 262.

A. R. CREAMER, F. M. MARRIOTT,  
A. R. VAN CLEAF, E. N. HARTSHORN.

H. B. No. 646: Supplementary to the act relating to incorporated villages, which by the federal census of 1870 had, and which by any subsequent federal census may have, a population of 1087, as amended April 16, 1879 (Revised Statutes of Ohio, sections 8356 and 8367), and an act supplementary thereto, passed March 30, 1880 (volume 77, page 91, Ohio Laws)—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 28, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Beer, Carlisle, Eggleston, Entrekin, Fleischmann, Harper, Hartshorn, Hollingsworth, Jackson, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pollard, Pond, Richards, Saltzgaber, Sinks, Sullivan, Tyler, Van Cleaf, and Wilkins of Tuscarawas—28.

So the bill passed. The title was agreed to.

H. B. No. 697: To amend section 1706 of the Revised Statutes—was read the third time.

Mr. Wilkins of Tuscarawas moved to refer said bill (H. B. No. 697) to a select committee of one, with instructions to amend as follows:

After the word "commissioner," in line 11, add the words: "provided, that in villages divided into wards or election precincts, the council shall apportion the territory so attached to the several wards or election precincts."

Which was agreed to.

The President *pro tem.* appointed Mr. Wilkins of Tuscarawas such committee.

H. B. No. 507: To amend section 6819 of the Revised Statutes—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered taken, and resulted—yeas 27, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Beer, Creamer, Eggleston, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kirby of Hamilton, Kirby of Wyandot, Moore, Mounts, Parker, Perkins, Pollard, Pond, Pringle, Richards, Sinks, Strong, Sullivan, Tyler, Van Cleaf, and Wilkins of Fulton—27.

So the bill passed. The title was agreed to.

S. J. R. No. 75: Relative to adjournment of the General Assembly on Saturday, February 26, 1881—being the special order for this hour, was taken up.

Mr. Pond moved to amend said resolution by striking out the words and figures "Saturday, February 26," and insert the words and figures "Wednesday, March 2."

On which motion the yeas and nays were demanded, taken, and resulted—yeas 17, nays 15, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Harper, Hartshorn, Hitchcock, Hollingsworth, Kirby of Hamilton, Kirby of Wyandot, Mounts, Perkins, Pollard, Pond, Pringle, Richards, Saltzgaber, Sinks, Sullivan, and Van Cleaf—17.

Those who voted in the negative were—

Messrs. Atkinson, Beer, Carran, Creamer, Eggleston, Fleischmann, Horr, Jackson, Marriott, Moore, O'Hagan, Parker, Strong, Tyler and Wilkins of Fulton—15.

So the motion was agreed to.

Mr. Saltzgaber moved that the vote by which the amendment to said resolution was agreed to, be reconsidered.

Mr. O'Hagan demanded a call of the Senate.

Leave of absence was asked for and granted Messrs. Carlisle and Entekin.

A call was had, and the following Senators answered to their names:

Messrs. Atkinson, Beebe, Beer, Carran, Creamer, Eggleston, Fleischmann, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pollard, Pond, Pringle, Richards, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—33.

On motion of Mr. Hitchcock, all further proceedings under the call were dispensed with.

The question recurring on the motion to reconsider the vote by which S. J. R. No. 75 was amended, the yeas and nays were demanded, taken, and resulted—yeas 19, nays 14, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carran, Creamer, Eggleston, Fleischmann, Horr, Jackson, Marriott, Moore, Mounts, O'Hagan, Parker, Saltzgaber, Strong, Sullivan, Tyler, Wilkins of Fulton, and Wilkins of Tuscarawas—19.

Those who voted in the negative were—

Messrs. Beebe, Harper, Hartshorn, Hitchcock, Hollingsworth, Kirby of Hamilton, Kirby of Wyandot, Perkins, Pollard, Pond, Pringle, Richards, Sinks, and Van Cleaf—14.

So the motion was agreed to, and the vote reconsidered.

The question recurring on the motion to amend, the yeas and nays were demanded, taken, and resulted—yeas 15, nays 18, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Harper, Hartshorn, Hitchcock, Hollingsworth, Kirby of Hamilton, Kirby of Wyandot, Perkins, Pollard, Pond, Pringle, Richards, Sinks, Sullivan, and Van Cleaf—15.

Those who voted in the negative were—

Messrs. Atkinson, Beer, Carran, Creamer, Eggleston, Fleischmann, Horr, Jackson, Marriott, Moore, Mounts, O'Hagan, Parker, Saltzgaber, Strong, Tyler, Wilkins of Fulton, and Wilkins of Tuscarawas—18.

So the motion was disagreed to.

Mr. Horr moved to amend the resolution by striking out "Saturday, February 26," and insert in lieu thereof "Monday, February 28."

On which motion the yeas and nays were demanded, taken, and resulted—yeas 6, nays 19, as follows:

Those who voted in the affirmative were—

Messrs. Harper, Horr, Hollingsworth, Kirby of Wyandot, Sinks, and Van Cleaf—6.

Those who voted in the negative were—

Messrs. Beebe, Carran, Eggleston, Fleischmann, Hartshorn, Hitchcock, Jackson, Marriott, Moore, Mounts, O'Hagan, Parker, Pond, Pringle, Saltzgaber, Strong, Tyler, Wilkins of Fulton and Wilkins of Tuscarawas—19.

So the motion was disagreed to.

Mr. Hollingsworth moved to add to the resolution the following words: "but no member of the General Assembly shall be entitled to draw mileage for such adjourned meeting thereof."

Mr. Hitchcock moved that the Senate took a recess.

Which was disagreed to.

Mr. Creamer moved that the resolution and pending amendment be laid upon the table.

Which was disagreed to.

The question recurring on the motion of Mr. Hollingsworth to amend said resolution, the yeas and nays were demanded, taken, and resulted—yeas 31, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Beer, Carran, Creamer, Eggleston, Fleischmann, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pollard, Pond, Richards, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—31.

So the amendment was agreed to.

Mr. Hollingsworth moved that the Senate take a recess.

On which motion the yeas and nays were demanded, taken, and resulted—yeas 11, nays 18, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Hartshorn, Hitchcock, Hollingsworth, Kirby of Hamilton, Mounts, Perkins, Pollard, Pond, Richards, Sinks, and Sullivan—11.

Those who voted in the negative were—

Messrs. Beer, Carran, Eggleston, Fleischmann, Harper, Horr, Jackson, Kirby of Wyandot, Marriott, Moore, O'Hagan, Parker, Saltzgaber, Strong, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—18.

So the motion was disagreed to.

Mr. Hitchcock moved to amend by striking out all after "26," and insert "it shall be *sine die*."

On which motion the yeas and nays were demanded, taken, and resulted—yeas 11, nays 19, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Carran, Hartshorn, Hitchcock, Hollingsworth, Kirby of Hamilton, Perkins, Pond, Richards, Sinks, and Wilkins of Fulton—11.

Those who voted in the negative were—

Messrs. Atkinson, Beer, Creamer, Eggleston, Fleischmann, Harper, Horr, Jackson, Marriott, Moore, Mounts, O'Hagan, Parker, Pollard, Saltzgaber, Strong, Tyler, Van Cleaf, and Wilkins of Tuscarawas—19.

So the motion was disagreed to.

Mr. Pond moved to amend the resolution as follows:

Strike out "Saturday, February 26," and insert "Tuesday, March 1."

Mr. Van Cleaf demanded a division of the question.

Mr. Moore asked and obtained leave of absence from Saturday next to the 8th day of March.

The question being first on striking out "Saturday, February 26" in said resolution, the yeas and nays were demanded, taken, and resulted—yeas 22, nays 4, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Beer, Carran, Creamer, Eggleston, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Kirby of Hamilton, Kirby of Wyandot, Mounts, O'Hagan, Perkins, Pollard, Pond, Richards, Sinks, Sullivan, and Van Cleaf—22.

Those who voted in the negative were—

Messrs. Jackson, Marriott, Moore, and Strong—4.

So the motion to strike out was agreed to.



The question then being on inserting "Tuesday, March 1" in said resolution, the yeas and nays were demanded, taken, and resulted—yeas 21, nays 5, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Beer, Carran, Creamer, Eggleston, Harper, Hartshorn, Hitchcock, Horr, Kirby of Hamilton, Marriott, Mounts, Parker, Perkins, Pollard, Pond, Richards, Sinks, Sullivan, and Tyler—21.

Those who voted in the negative were—

Messrs. Hollingsworth, Kirby of Wyandot, Moore, Strong, and Van Cleaf—5.

So the motion was agreed to.

Mr. Creamer moved to amend said resolution by striking out "Tuesday, the 8 h," and inserting "Monday, the 7th."

Which was agreed to.

The question then being on the adoption of the resolution, the yeas and nays were ordered, taken, and resulted—yeas 23, nays 6, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Beer, Carran, Creamer, Eggleston, Fleischmann, Hartshorn, Hitchcock, Horr, Kirby of Hamilton, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pond, Richards, Sinks, Sullivan, Tyler, Wilkins of Fulton, and Wilkins of Tuscarawas—23.

Those who voted in the negative were—

Messrs. Atkinson, Harper, Kirby of Wyandot, Saltzgaber, Strong, and Van Cleaf—6.

So the resolution was adopted.

Mr. Saltzgaber asked and obtained leave of absence until next Tuesday.

Messrs. Carran and Fleischmann asked and obtained leave of absence until Monday next.

Mr. Tyler asked and obtained leave of absence from to-morrow night to next Tuesday.

Mr. Marriott asked and obtained indefinite leave of absence.

Mr. Jackson asked and obtained leave of absence from to-morrow to March 7.

Mr. Beer asked and obtained leave of absence from to-morrow to next Tuesday.

Mr. O'Hagan asked and obtained leave of absence until Tuesday next.

Mr. Atkinson asked and obtained leave of absence from to-morrow till next Tuesday.

On motion of Mr. Hartshorn, the Senate took a recess.

### THREE O'CLOCK P.M.

H. B. No. 522: Authorizing cities of the second class, with a certain population, to build and dispose of railroad shops by issuing of bonds as provided—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 26, nays 4, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Beer, Carlisle, Creamer, Eggleston, Fleischmann, Harper, Hartshorn, Horr, Hollingsworth, Jackson, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Saltzgaber, Sinks, Sullivan, Tyler, Wilkins of Fulton, and Wilkins of Tuscarawas—26.

Those who voted in the negative were—

Messrs. Hitchcock, Pollard, Pond, and Pringle—4.

So the bill passed. The title was agreed to.

Mr. Creamer moved to suspend the rules, so as to permit the introduction of bills at this time.

On which motion the yeas and nays were demanded, taken, and resulted—yeas 29, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Carlisle, Creamer, Eggleston, Fleischmann, Harper, Hartshorn, Horr, Hollingsworth, Jackson, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pollard, Pond, Pringle, Richards, Sinks, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—29.

So the motion was agreed to, and the rules suspended.

Mr. Creamer introduced the following bill, which was read the first time:

S. B. No. 358: To authorize the village of Jamestown, Greene county, Ohio, to build a fire engine hall, and to issue bonds for the same.

Mr. Pringle moved that the constitutional rule requiring bills to be read on three different days be dispensed with, that said bill (S. B. No. 358) may be read the second time by its title.

On which motion the yeas and nays were taken, and resulted—yeas 32, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Beer, Carlisle, Creamer, Eggleston, Fleischmann, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, O'Hagan, Parker, Perkins, Pollard, Pond, Pringle, Richards, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, Wilkins of Tuscarawas—32.

So the constitutional rule was dispensed with, and the bill read the second time by its title.

Mr. Creamer moved that the constitutional rule requiring bills to be read on three different days be dispensed with, that said S. B. No. 358 may be read the third time.

On which motion the yeas and nays were taken, and resulted—yeas 31, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Beer, Carlisle, Creamer, Eggleston, Fleischman, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kirby of Hamilton, Marriott, Moore, O'Hagan, Parker, Perkins, Pollard, Pond, Pringle, Richards, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—31.

So the motion was agreed to, and the constitutional rule dispensed with.

Said bill was engrossed at the Clerk's desk, and read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 30, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Carran, Creamer, Eggleston, Fleischmann, Harper, Hartshorn, Horr, Jackson, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pollard, Pond, Pringle, Richards, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—30.

So the bill passed. The title was agreed to.

Mr. Wilkins of Tuscarawas, to whom was referred H. B. No. 697, with instructions to amend, reported the bill back amended as instructed.

Mr. Strong moved to lay said bill upon the table.

Which was disagreed to.

The question then being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 23, nays 6, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Carlisle, Carran, Creamer, Eggleston, Fleischmann, Hartshorn, Hitchcock, Hollingsworth, Jackson, Kirby of Wyandot, Marriott, O'Hagan, Parker, Pollard, Pringle, Sultzgaber, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—23.

Those who voted in the negative were—

Messrs. Horr, Kirby of Hamilton, Mounts, Perkins, Pond, and Strong—6.

So the bill passed. The title was agreed to.

H. B. No. 767: To authorize the board of education of the village district of the incorporated village of Woodsfield, Monroe county, Ohio, to refund its present indebtedness for school-house purposes—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 30, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Beer, Carlisle, Carran, Creamer, Eggleston, Fleischmann, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Kirby of Hamilton, Kirby of Wyandot, Moore, Mounts, O'Hagan, Parker, Perkins, Pollard, Pond, Pringle, Sultzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, and Wilkins of Fulton—30.

So the bill passed. The title was agreed to.

H. B. No. 784: To amend section 6761 of the Revised Statutes of Ohio—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 26, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Carlisle, Eggleston, Fleischmann, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pollard, Pond, Pringle, Strong, Sullivan, Tyler, Van Cleaf, and Wilkins of Fulton—26.

So the bill passed. The title was agreed to.

H. B. No. 503: To amend section 6334 of the Revised Statutes of Ohio—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 25, nays 1, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Carlisle, Eggleston, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pollard, Pond, Sultzgaber, Strong, Sullivan, Tyler, Van Cleaf, and Wilkins of Fulton—25.

Mr. Carran voted in the negative.

So the bill passed. The title was agreed to.

On motion of Mr. Pond, further consideration of S. B. No. 265: To provide for the examination and payment of certain military claims, and making an appropriation therefor—was postponed until the 8th day of March.

S. B. No. 315: To amend section 1 of "an act to authorize certain incorporated villages to build railroads, and to lease or operate the same," passed April 16, 1880 (Ohio Laws, vol. 77, p. 272)—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 23, nays 5, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Carlisle, Eggleston, Fleischmann, Harper, Horr, Hollingsworth Jackson, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, O'Hagan, Parker, Perkins, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Wilkins of Fulton, and Wilkins of Tuscarawas—23.

Those who voted in the negative were—

Messrs. Carran, Hitchcock, Pollard, Pond, and Richards—5.

So the bill passed. The title was agreed to.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has passed the following substitute, in which the concurrence of the Senate is requested:

House Sub. for S. B. No. 263: To amend section 148 of the Revised Statutes of Ohio.

Attest:

D. J. EDWARDS, *Clerk*.

The question being on concurring in the passage of said substitute, the yeas and nays were ordered, taken, and resulted—yeas 17, nays 7, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Beer, Eggleston, Fleischmann, Hartshorn, Hollingsworth, Jackson, Kirby of Hamilton, Moore, Mounts, Perkins, Pollard, Pond, Pringle, Richards, Sinks, and Strong—17.

Those who voted in the negative were—

Messrs. Carlisle, Harper, Hitchcock, Marriott, Saltzgaber, Sullivan, and Van Cleaf—7.

So the Senate refused to concur in the passage of said substitute.

Mr. Jackson moved to reconsider the vote by which the Senate refused to concur.

Which was agreed to.

On motion of Mr. Jackson, said substitute was laid upon the table.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The Speaker of the House of Representatives has, in the presence of the House, signed the following bills and joint resolution:

S. B. No. 269: To amend section 108 of the Revised Statutes of Ohio.

H. B. No. 89: To amend section 4066 of the Revised Statutes of Ohio.

H. B. No. 556: To amend section 3481 of the Revised Statutes of Ohio.

H. B. No. 566: For the better improvement of the public highways in counties having a population, in 1870, of 40,609.

H. J. R. No. 104: Relative to the binding of the Code.

S. B. No. 298: To authorize certain incorporated villages to construct machine shops, and to issue bonds therefor.

Attest:

D. J. EDWARDS, *Clerk*.

The President, in the presence of the Senate, signed said bills and joint resolution.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has passed the following bills, in which the concurrence of the Senate is requested:

H. B. No. 624—Mr. Scott of Warren: Amending sections 56, 338, and 339 of the Revised Statutes of Ohio.

H. B. No. 638—Mr. Scott of Warren: Amending sections 132, 133, and 134 of the Revised Statutes of Ohio.

H. B. No. 641—Mr. Herrick: To amend section 4733 of the Revised Statutes of Ohio.

H. B. No. 594—Mr. Howard: To amend certain sections of subdivision three, chapter five, division five, title twelve, of the Revised Statutes of Ohio; also, to amend section 2141 of chapter one, division six, title twelve, of the Revised Statutes of Ohio, as amended February 27, 1880 (O. L., vol. 77, page 33), and March 29, 1880, (O. L., vol. 77, p. 89), and to repeal certain sections therein named.

Attest:

D. J. EDWARDS, *Clerk*.

Said bills were read the first time.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has concurred in Senate amendments to

H. B. No. 556—Mr. Dempcy: To amend section 3481 of the Revised Statutes of Ohio.

Attest:

D. J. EDWARDS, *Clerk*.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The following bills have been introduced in the House of Representatives and read the first time:

H. B. No. 801—Mr. Sullivan: Supplementary to section 6961 of the Revised Statutes of Ohio.

H. B. No. 802—Mr. Palmer: Supplementary to section 3333 of the Revised Statutes of Ohio.

H. B. No. 803—Mr. Wolfe: To authorize the village of Logan, Ohio, to issue bonds to purchase cemetery grounds.

H. B. No. 804—Mr. Negley (by request): To regulate the sale of railroad tickets.

H. B. No. 805—Mr. Cole: For the relief of Joseph W. Blair.

H. B. No. 806—Mr. Brownfield: Making an appropriation to construct a levee along the west bank, and repair the east bank, of the Kirkersville feeder of the Ohio Canal, and construct a culvert under the feeder.

H. B. No. 807—Mr. Sullivan: To amend section 4898 of the Revised Statutes of Ohio.

H. B. No. 808—Mr. Bloom: To amend section 3206 of the Revised Statutes of Ohio.

H. B. No. 809—Mr. Williams: To amend section 1284 of the Revised Statutes of Ohio.

H. B. No. 810—Mr. Thorp: To amend sections 6949 and 6950 of the Revised Statutes of Ohio, relating to the adulteration of liquors.

H. B. No. 811—Mr. Moore of Pike: To amend section 2830 of the Revised Statutes of Ohio, as amended April 12, 1880.

H. B. No. 812—Mr. Atkinson: To amend section 4733 of the Revised Statutes of Ohio.

H. B. No. 813—Mr. Thorp: To amend sections 394, 397, 398, 400, 401, 402, and 403, and to repeal sections 394, 395, 396, 397, 398, 399, 400, 401, 402, 403, and 404 of the Revised Statutes of Ohio, relating to the sale of petroleum.

H. B. No. 814—Mr. Locke: To amend section 4014 of the Revised Statutes of Ohio.

H. B. No. 815—Mr. Holloway: Authorizing the board of equalization of Lucas county, and the auditor of said county, to make certain corrections upon the delinquent tax duplicate of said county.

H. B. No. 816—Mr. Young: To authorize the council of the village of Forest, Ohio, to transfer certain funds.

H. B. No. 817—Mr. Patton: To amend section 982 of the Revised Statutes of Ohio.

H. B. No. 818—Mr. Patton: To amend section 9790 of the Revised Statutes of Ohio.

H. B. No. 819—Mr. Reese: To amend section 907 of the Revised Statutes of Ohio.

H. B. No. 820—Mr. Ellsworth: For the relief of Lewis Shepard.

H. B. No. 821—Mr. Bishop: To authorize the town council of the village of Moscow, in Clermont county, Ohio, to improve the wharf of said village, and issue bonds therefor.

H. B. No. 822—Mr. Davis: To amend section 1692 of the Revised Statutes of Ohio.

H. B. No. 823—Mr. Wilson (by request): For the relief of John Mahan, Jr.

Attest:

D. J. EDWARDS, *Clerk.*

On motion of Mr. Beer, S. B. No. 355 was read the second time, and ordered to be engrossed and read the third time to-morrow.

Mr. Saltzgaber asked and obtained leave of absence for Mr. Wilkins of Tuscarawas until next Wednesday.

H. B. No. 258: To amend section 6871 of the Revised Statutes of Ohio—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered taken and resulted—yeas 28, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Beer, Carlisle, Carran, Eggleston, Harper, Hartshorn, Hitchcock, Hollingsworth, Jackson, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pond, Pringle, Richards, Sinks, Strong, Sullivan, Tyler, Van Cleaf, and Wilkins of Fulton—28.

So the bill passed. The title was agreed to.

Mr. Richards moved that the third reading of bills be dispensed with, and that the regular order of business be proceeded with.

Which was agreed to.

Mr. Pond submitted the following report:

The committee on Judiciary, to whom was referred S. B. No. 311: More effectually to provide against the evils resulting from the traffic in intoxicating liquors—having had the same under consideration, report it back with following amendments, and recommend its passage when so amended:

1. In line 11, of section 1, insert after the word "village," the words "or city having a population of less than ten thousand inhabitants."

2. After the word "class," in line 12, of section 1, insert the words "having a population of ten thousand inhabitants or more."

3. In line 12, of section 1, strike out the word "one," and insert the word "two" in lieu thereof.

4. In line 12, of section 1, strike out the figures "500," and insert the figures "350" in lieu thereof.

5. In line 13 of section 1, strike out the figures "1,000," and insert the figures "400" in lieu thereof.

6. Strike out all after the word "bond," in line 4, of section 2, down to the word "with," in line 5 of said section, and insert in lieu thereof the words "if in a city of the first class, or if in a city of the second class having a population of ten thousand inhabitants or more at the last federal census, or within two miles thereof, in the sum of two thousand dollars; and if in any other territory described in the first section hereof, in the sum of one thousand dollars."

7. After the word "be," in line 2, of section 10, insert the words "credited to the poor fund of the county, and at the discretion of the county commissioners"

8. After the word "the," in line 3, of section 11, insert the words "use and."

9. Strike out the words "or mechanical," in line 4, of section 11.

10. After the word "purposes," in line 4, of section 11, insert the words "by lawfully authorized physicians in their regular practice."

F. B. POND,

R. G. RICHARDS,

LYMAN J. JACKSON,

T. J. PRINGLE,

D. A. HOLLINGSWORTH,

F. M. MARRIOTT.

Said amendments were agreed to.

Mr. Van Cleaf moved that said bill, with the amendments, be printed in advance of other matter.

Which was agreed to.

Said bill was ordered to be engrossed, and read the third time to-morrow.

Mr. Pond submitted the following report :

The committee on Judiciary, to whom was referred S. B. No. 100: To empower the Supreme Court to review former decisions in certain cases—having had the same under consideration, report it back with following amendment, without recommendation :

Add, at the end of section 1, the words “and within five years after the delivery of said overruled opinion or decision.”

F. B. POND,  
T. J. PRINGLE,  
THOMAS J. CARRAN,

R. G. RICHARDS,  
D. A. HOLLINGSWORTH.

Said amendment was agreed to.

Said bill was ordered to be engrossed, and read the third time to morrow.

Mr. Beer submitted the following report :

The committee on Finance, to whom was referred S. J. R. No. 102: Authorizing Auditor of State and Treasurer of State to credit the canal fund on their books with \$13,970.50, and charge sinking fund with \$13,970.50—having had the same under consideration, report it back, and recommend its adoption.

THOS. M. BEER.  
B. WILKINS,  
C. S. PARKER,  
D. D. BEEBE,

P. HITCHCOCK,  
GEO. P. TYLER,  
B. EGGLESTON.

The question being on the adoption of said resolution, the yeas and nays were ordered, taken, and resulted—yeas 28, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Beer, Carlisle, Carran, Eggleston, Fleischmann, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pollard, Pond, Pringle, Richards, Strong, Sullivan, Tyler, Van Cleaf, and Wilkins of Tuscarawas—28.

So the resolution was adopted.

Mr. Carlisle submitted the following report :

The committee on Roads and Highways, to whom was referred H. B. No. 632: To authorize the commissioners of Brown county to redeem the unpaid bonds issued for the construction of the Ripley and Straight Creek free turnpike road improvement in said county, to issue bonds and to levy a tax for the payment of the same, and to equalize the assessments on said road—having had the same under consideration, report it back with following amendment, and recommend its passage when so amended :

In line 6, after the word “with,” insert “not to exceed.”

B. W. CARLISLE,  
J. K. POLLARD,  
FRANK M. ATKINSON,

P. HITCHCOCK,  
GEO. W. MOORE.

Said amendment was agreed to.

Said bill was ordered to be engrossed, and read the third time to morrow.



Mr. Beebe submitted the following report:

The committee on Roads and Highways, to whom was referred S. B. No. 346: To amend sections 3822 and 3824 of the Revised Statutes of Ohio—having had the same under consideration, report it back, and recommend its passage.

D. D. BEEBE,	B. W. CARLISLE,
P. HITCHCOCK,	GEO. W. MOORE,
JOSIAH KIRBY,	J. K. POLLARD.
FRANK M. ATKINSON,	

Said bill was ordered to be engrossed, and read the third time to-morrow.

Mr. Moore submitted the following report:

The committee on Roads and Highways, to whom was referred S. B. No. 345: To amend section 4672 of the Revised Statutes of Ohio—having had the same under consideration, report it back, and recommend its passage.

GEO. W. MOORE,	P. HITCHCOCK,
JOSIAH KIRBY,	B. W. CARLISLE,
D. D. BEEBE,	J. K. POLLARD.

Said bill was ordered to be engrossed and read the third time to-morrow.

Mr. Hitchcock submitted the following report:

The committee on Municipal Corporations, to whom was referred H. B. No. 603: Amendatory of section 2805, and supplementary to section 2805a of the Revised Statutes of Ohio—having had the same under consideration, report it back, and recommend its passage.

P. HITCHCOCK,	B. EGGLESTON,
H. E. O'HAGAN,	A. R. VAN CLEAF,
THOMAS J. CARRAN,	G. M. SALTZGABER.

Said bill was ordered to be read the third time to-morrow.

Mr. Hitchcock submitted the following report:

The committee on Municipal Corporations, to whom was referred H. B. No. 530: To amend section 2803 of the Revised Statutes—having had the same under consideration, report it back, with following amendment, and recommend its passage when so amended:

Strike out all after "auditor," in line 19, of the first section.

P. HITCHCOCK,	G. M. SALTZGABER,
CHAS. FLEISCHMANN,	A. R. VAN CLEAF,
THOS. J. CARRAN,	B. EGGLESTON.

Said amendment was agreed to.

Said bill was ordered to be engrossed, and read the third time to-morrow.

Mr. Harper submitted the following report:

The committee on Schools and School Lands, to whom was referred S. B. No. 340: To authorize the board of education of West Salem, in Wayne county, Ohio, to issue bonds for the redemption of other bonds—

having had the the same under consideration, report it back, and recommend its passage.

L. HARPER,	H. E. O'HAGAN,
E. N. HARTSHORN,	THOS. M. BEER.
A. R. VAN CLEAF,	

Said bill was ordered to be engrossed and read the third time to-morrow.

Mr. Richards moved to reconsider the vote by which S. J. R. No. 75 was adopted.

Which was agreed to.

Mr. Richards moved that a message be sent to the House of Representatives requiring the return of said resolution.

Which was agreed to.

Mr. Pollard submitted the following report :

The joint committee on Enrollment have examined, and found correctly enrolled, the following bills and joint resolution :

H. B. No. 89: To amend section 4060 of the Revised Statutes of Ohio.

H. B. No. 556: To amend section 3481 of the Revised Statutes.

H. B. No. 566: For the better improvement of the public highways in counties having a population in 1870 of 40,609.

H. J. R. 104: Relative to the binding of the Code.

S. B. No. 298: To authorize certain incorporated villages to construct machine shops, and issue bonds therefor.

S. B. No. 269: To amend section 108 of the Revised Statutes of Ohio.

GEO. W. MOORE,	W. T. WALLACE,
J. K. POLLARD,	J. L. CORYELL,
L. M. STRONG,	C. R. HARMON,
H R. SMITH,	JOHN F. LOCKE.

Mr. Wilkins of Tuscarawas, for the Legislative Committee of Arrangements relative to the inauguration of President-elect Garfield, made a verbal report, stating arrangements that had been made for the transportation of the Legislature to Washington D. C., and asked to be discharged from further consideration of the subject.

Mr. Saltzgeber moved that the report be received and the committee discharged.

Mr. Kirby of Hamilton moved that the Senate adjourn.

On which motion the yeas and nays were demanded, taken and resulted—yeas 7, nays 18, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Hitchcock, Jackson, Kirby of Hamilton, Kirby of Wyandot, Moore, and Van Cleaf—7.

Those who voted in the negative were—

Messrs. Beebe, Beer, Carran, Eggleston, Fleischmann, Hartshorn, Horr, Marriott, Mounts, O'Hagan, Perkins, Pollard, Pond, Saltzgeber, Sullivan, Tyler, Wilkins of Fulton, and Wilkins of Tuscarawas—18.

So the motion was disagreed to.

The question recurring on the motion of Mr. Saltzgeber—

Mr. Van Cleaf moved to amend the motion, by providing for the ap-

pointment of others in place of the members of the committee discharged.

Which was agreed to.

The motion, as amended, was agreed to.

The President appointed Messrs. Van Cleaf, Pringle, and Kirby of Hamilton as member of said committee on the part of the Senate.

On motion of Mr. Kirby of Hamilton, the Senate adjourned.

Attest:

J. C. DONALDSON, *Clerk*.

FRIDAY, *February* 25, 1881—10 o'clock A.M.

The Senate met pursuant to adjournment.

The Journal was read and approved.

Bills were read the second time, and referred as follows:

S. B. No. 349: To authorize railroad companies to construct, acquire, maintain, and operate telegraph lines for commercial purposes.

To committee on Corporations other than Municipal.

H. B. No. 594: To amend certain sections of sub-division 3, chapter 5, division 5, title 12, of the Revised Statutes of Ohio; also, to amend section 2141 of chapter 1, division 6, title 12, of the Revised Statutes of Ohio, as amended February 27, 1880 (Ohio Laws, vol. 77, page 33), and March 29, 1880 (Ohio Laws, vol. 77, page 89), and to repeal certain sections therein named.

To committee on Judiciary.

H. B. No. 624: Amending sections 56, 336, and 339 of the Revised Statutes.

To committee on Public Printing.

H. B. No. 638: Amending sections 132, 133, and 134 of the Revised Statutes.

To committee on Public Printing.

S. B. No. 641: To amend section 4733 of the Revised Statutes of Ohio.

To committee on Roads and Highways.

Mr. Van Cleaf submitted the following report:

The committee on Revision has examined, and found correctly engrossed, S. B. Nos. 355, 346, 345, 340, 100, 297, and H. B. No. 530, and re-engrossed H. B. No. 632.

A. R. VAN CLEAF,  
E. N. HARTSHORN,  
F. M. MARRIOTT.

S. B. No. 328: To authorize the council of the city of Steubenville to issue bonds to complete the twenty-inch water main and connections in said city—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 21, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Carlisle, Eggleston, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kirby of Wyandot, Moore, Mounts, Parker, Perkins, Pollard, Pond, Richards, Sinks, Sullivan, Tyler, and Wilkins of Fulton—21.

So the bill passed. The title was agreed to.

Mr. Hartshorn moved that the rules be suspended, so that a report from the committee on Municipal Corporations may be received at this time.

Which was agreed to.

Mr. Eggleston submitted the following report:

The committee on Municipal Corporations, to whom was referred H. B. No. 692: To amend section 2434 of the Revised Statutes of Ohio—having had the same under consideration, report it back, and recommend its passage.

B. EGGLESTON,  
P. HITCHCOCK,

A. R. VAN CLEAF,  
CHAS. FLEISCHMANN.

Said bill was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 22, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Carlisle, Eggleston, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kirby of Wyandot, Moore, Mounts, Parker, Perkins, Pollard, Pond, Richards, Sinks, Sullivan, Tyler, and Wilkins of Fulton—22.

So the bill passed. The title was agreed to.

S. B. No. 343: To authorize a special term of district court in Jackson county, Ohio—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 20, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Carlisle, Eggleston, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kirby of Wyandot, Moore, Mounts, Perkins, Pollard, Pond, Richards, Sinks, Sullivan, Tyler, and Wilkins of Fulton—20.

So the bill passed. The title was agreed to.

H. J. R. No. 80: Authorizing the Board of Public Works to rescind the contract with the Cincinnati Central Railway Company in connection with the berme bank of the Miami and Erie canal.

On motion of Mr. Eggleston, the further consideration of said resolution was postponed until the 9th day of March.

H. J. R. No. 103: Relative to occupancy of the road-bed of the Ohio Railroad Company by the Lake Erie and Western Railroad Company.

On motion of Mr. Pond, said resolution was informally passed.

S. B. No. 311: More effectually to provide against the evils resulting from the traffic in intoxicating liquors—was read the third time.

On motion of Mr. Pond, said bill was postponed until the 9th day of March, and made the special order for 10½ o'clock a.m. of said day.

H. B. No. 530: To amend section 2803 of the Revised Statutes—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 20, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Eggleston, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kirby of Wyandot, Moore, Mounts, Perkins, Pollard, Pond, Richards, Sinks, Sullivan, Tyler, and Wilkins of Fulton—20.

So the bill passed.

The title was amended by adding the words "of Ohio" at the end thereof, and was then agreed to.

H. B. No. 632: To authorize the commissioners of Brown county to redeem the unpaid bonds issued for the construction of the Ripley and Straight Creek free turnpike road improvement in said county, to issue bonds and to levy a tax for the payment of the same, and to equalize the assessments on said road—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 21, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Carlisle, Eggleston, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Kirby of Wyandot, Moore, Mounts, Parker, Perkins, Pollard, Pond, Richards, Sinks, Sullivan, Tyler, and Wilkins of Fultons—21.

So the bill passed. The title was agreed to.

S. B. No. 355: To amend section 1222 of the Revised Statutes of Ohio—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 21, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Carlisle, Eggleston, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kirby of Wyandot, Moore, Mounts, Parker, Perkins, Pollard, Pond, Richards, Sinks, Sullivan, Tyler, and Wilkins of Fulton—21.

So the bill passed. The title was agreed to.

The following bills for third reading were informally passed:

S. B. No. 262: To facilitate the procuring of testimony.

S. B. No. 100: To empower the Supreme Court to review former decisions in certain cases

S. B. No. 297: To amend sections 3033, 3034, 3035, 3036, 3037, 3038, 3039, 3046, 3071, 3075, 3078, 3081, 3082 of the Revised Statutes of Ohio.

S. B. No. 345: To amend section 4672 of the Revised Statutes of Ohio.

S. B. No. 336: To amend section 6564 of the Revised Statutes of Ohio.

H. B. No. 603: Amendatory of section 2805, and supplementary to section 2805a of the Revised Statutes of Ohio.

Mr. Wilkins of Fulton asked and obtained leave of absence until Monday next.

Mr. Hartshorn asked and obtained indefinite leave of absence for Mr. Strong.

S. B. No. 340: To authorize the board of education of West Salem, in Wayne county, Ohio, to issue bonds for the redemption of other bonds—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 22, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Carlisle, Eggleston, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kirby of Wyandot, Moore, Mounts, Parker, Perkins, Pollard, Pond, Richards, Sinks, Sullivan, Tyler and Wilkins of Fulton—22.

So the bill passed. The title was agreed to.

S. B. No. 346: To amend section 3822 and 3824 of the Revised Statutes of Ohio—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 20, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Carlisle, Eggleston, Harper, Hitchcock, Horr, Hollingsworth, Jackson, Kirby of Wyandot, Moore, Mounts, Parker, Perkins, Pollard, Pond, Richards, Sinks, Sullivan, Tyler, and Wilkins of Fulton—20.

So the bill passed. The title was agreed to.

Mr. Pond asked and obtained leave of absence for Mr. Creamer.

The following bills were introduced, and read the first time:

S. B. No. 359—Mr. Saltzgaber: To authorize the board of education of the Celina school district, Mercer county, Ohio, to issue bonds for the redemption of other bonds.

S. B. No. 360—Mr. Pond: To amend sections 4065, 4066, 4067, and 4068 of the Revised Statutes of Ohio.

S. B. No. 361—Mr. Pond: To amend section 657 of the Revised Statutes of Ohio.

Mr. Tyler asked and obtained leave of absence for Mr. Saltzgaber.

Mr. Eggleston submitted the following report:

The select committee of three, to whom was referred S. B. No. 306: Supplementary to the act relating to cities of the first class having a population exceeding 150,000 inhabitants, passed May 4, 1869—having had the same under consideration, report it back, with following amendments, and recommend its passage when so amended:

1. In line 5, strike out the word "shall," and insert the word "may."

2. In line 9, section 1, strike out the word "alternative."

3. In line 9, section 1, insert after the word "for" the word "either;" and in the same line and section, after the word "or," insert the words, "for a."

4. At the end of section 1 insert the following: "And provided further, that said railway shall not be sold for less than the par value of the bonds issued for its construction; the purchasers of the railway to assume the payment of the interest on the bonds, as the same shall become due, and the principal thereof at maturity."

5. Strike out section 2 and insert in lieu thereof the following:

"Sec. 2. That the trustees of said railway and the trustees of the sinking fund shall require the purchasers or lessees of said railway to deposit with the trustees of the sinking fund not less than three millions of dollars, in United States or Cincinnati bonds, as security for the faithful performance of the contract. Said railway shall not be leased for a less term than twenty-five years."

B. EGGLESTON,  
CHAS. FLEISCHMANN,  
JOSIAH KIRBY.

Said amendments were agreed to.

Said bill was ordered to be engrossed, and read the third time on Wednesday, March 9th.

On motion of Mr. Eggleston, said bill and pending amendments were laid upon the table, and ordered printed.

Mr. Tyler offered the following joint resolution, which was referred to the committee on Military Affairs:

S. J. R. No. 77: *Resolved*, That a committee of two on the part of the Senate, and ——— on the part of the House, be appointed to visit the grave, and report upon the expediency to this General Assembly of erecting, at the expense of the State, a monument to the memory of the late General Thomas L. Hamer.

Mr. Eggleston asked and obtained leave of absence until next Tuesday.

On motion of Mr. Hitchcock, the Senate took a recess.

THREE O'CLOCK P.M.

Mr. Hitchcock, under suspension of the rules, introduced the following bill, which was read the first time:

S. B. No. 362: To amend section 4073 of the Revised Statutes of Ohio.

Mr. Hitchcock submitted the following report:

The committee on Benevolent Institutions, to whom was referred H. B. No. 609: To amend section 930 of the Revised Statutes of Ohio—having had the same under consideration, report it back, with follow-amendment, and recommend its passage when so amended:

In line 2, section 1, insert, after "930," "of the Revised Statutes of Ohio."

P. HITCHCOCK,  
D. D. BEEBE,  
R. A. HERR,

J. L. MOUNTS,  
A. R. VAN CLEAF.

Said amendment was agreed to.

On motion of Mr. Richards, said bill was recommitted to the committee on Benevolent Institutions.

Mr. Van Cleef submitted the following report:

The select committee of one, to whom was referred S. B. No. 120: Relative to State roads and unfinished free turnpikes, with House amendments—having had the same under consideration, report it back, and recommend that the amendments be not concurred in.

A. R. VAN CLEAF.

The question being on concurring in House amendments to said bill, the yeas and nays were ordered, taken, and resulted—yeas none, nays 17, as follows:

Those who voted in the negative were—

Messrs. Beebe, Eggleston, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kirby of Wyandot, Moore, Mounts, Pond, Richards, Sinks, Sullivan, Tyler, and Van Cleaf—17.

So the Senate refused to concur in said amendments.

## MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President :*

The House of Representatives has adopted the following joint resolution, in which the concurrence of the Senate is requested:

H. J. R. No. 107—Mr. Pugsley: Relative to the admittance of George W. Dixon into the Insane Asylum, at Athens, Ohio.

Attest :

D. J. EDWARDS, *Clerk.*

The question being on the adoption of said resolution, the yeas and nays were ordered, taken, and resulted—yeas 19, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Carlisle, Eggleston, Harper, Hartshorn, Hitchcock, Horr, Kirby of Wyandot, Moore, Mounts, Parker, Perkins, Pollard, Pond, Richards, Sinks, Sullivan, Tyler, and Van Cleaf—19.

So the resolution was adopted.

Bills were read the second time, and referred as follows:

S. B. No. 351: To provide for establishing a department for inspection of food, and to prevent its adulteration in the State of Ohio.

To committee on Fees and Salaries.

S. B. No. 357: To amend section 1284 of the Revised Statutes of Ohio.

To committee on Agriculture.

## MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President :*

The House of Representatives accedes to the request of the Senate for the return of

S. J. R. No. 75: Relative to adjournment of the General Assembly to attend the inauguration of James A. Garfield, President-elect of the United States.

Attest :

D. J. EDWARDS, *Clerk.*

On motion of Mr. Hitchcock; said resolution was laid upon the table.

Mr. Hitchcock presented a communication from the "Teachers' Association of Geauga County," suggesting amendments, and asking the passage of H. B. 521 and 543.

Which was referred to the committee on Schools and School Lands.

## MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President :*

The House of Representatives has concurred in the passage of the following bill:

S. B. No. 309: To authorize the commissioners of Knox county to transfer funds from the tax on dogs to the Knox County Agricultural Society.

Attest :

D. J. EDWARDS, *Clerk.*



MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has passed the following bills, in which the concurrence of the Senate is requested:

H. B. No. 581—Mr. Jones: To amend section 7035 of the Revised Statutes.

H. B. No. 669—Mr. Hill of Hamilton: To prevent fraud in the manufacture and sale of commercial fertilizers.

Attest:

D. J. EDWARDS, *Clerk*.

Said bills were read the first time.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has adopted the following joint resolution, in which the concurrence of the Senate is requested:

H. J. R. No. 110—Mr. Wolfe: Relative to the zoological and botanical surveys of Ohio.

Attest:

D. J. EDWARDS, *Clerk*.

Referred to committee on Geological Survey.

Mr. Parker asked and obtained leave of absence from to-morrow to March 8, at 4 p.m.

Mr. Kirby of Wyandot asked and obtained indefinite leave of absence, on account of sickness in his family.

Mr. Tyler asked and obtained leave of absence from next Tuesday to the Tuesday following.

The following communication was received from the Governor:

STATE OF OHIO, EXECUTIVE DEPARTMENT,

COLUMBUS, *February 25, 1881.*

*To the Senate:*

I have the honor to nominate, and by and with the advice and consent of the Senate appoint, Hylas Sabine, of Union county, to be Commissioner of Railroads and Telegraphs, for the full term of two years, *vice* James S. Robinson, resigned.

Very respectfully,

CHARLES FOSTER, *Governor*.

On motion of Mr. Harper, said message was referred to the committee on Railroads, Turnpikes and Telegraphs.

Mr. Beebe submitted the following report:

The committee on Railroads, Telegraphs, and Turnpikes, to whom was referred the message from the Governor appointing Hylas Sabine to be Commissioner of Railroads and Telegraphs—having had the same under

consideration, report it back, and recommend that the Senate do advise and consent to said appointment.

D. D. BEEBE,  
GEO. P. TYLER,

D. A. HOLLINGSWORTH,  
B. W. CARLISLE.

The question being on advising and consenting to said appointment, the yeas and nays were ordered, taken, and resulted—yeas 20, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Carlisle, Eggleston, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Kirby of Wyandot, Moore, Mounts, Parker, Perkins, Pollard, Pond, Richards, Sinks, Sullivan, Tyler, and Van Cleaf—20.

So the Senate advised and consented to said appointment.

The following communication was received from the Governor:

STATE OF OHIO, EXECUTIVE DEPARTMENT,

COLUMBUS, *February 25, 1881.*

*To the Senate:*

I have the honor to nominate, and by and with the advice and consent of the Senate appoint, James W. Bannon, of Scioto county, to to be a Trustee of the Ohio University, to fill the vacancy caused by the death of Leonidas Jewett, who was appointed in the year 1849.

Very respectfully,

CHARLES FOSTER, *Governor.*

Referred to committee on Benevolent Institutions.

On motion of Mr. Hitchcock, the Senate adjourned.

Attest:

J. C. DONALDSON, *Clerk.*

SATURDAY, *February 26, 1881—10 o'clock A.M.*

The Senate met pursuant to adjournment.

The Journal was read and approved.

Bills were read the second time, and referred as follows:

S. B. No. 352: Supplementary to the act entitled an act to revise and consolidate the General Statutes of Ohio, and to amend section 3333 of said act.

To committee on Railroads and Telegraphs.

S. B. No. 353: To amend section 4013 of the Revised Statutes of Ohio.

To committee on Schools.

S. B. No. 354: To amend sections 1694 and 2330 of the Revised Statutes of Ohio.

To committee on Municipal Corporations.

S. B. No. 356: To revise the Insurance Laws of the State of Ohio.

To committee on Insurance.

H. B. No. 669: To prevent fraud in the manufacture and sale of commercial fertilizers.

To committee on Agriculture.

H. B. No. 581: To amend section 7035 of the Revised Statutes of Ohio.

To committee on Medical Colleges and Societies.

The following bills for third reading, and joint resolution, were informally passed:

S. B. No. 100: To empower the Supreme Court to review former decisions in certain cases.

S. B. No. 297: To amend sections 3033, 3034, 3035, 3036, 3037, 3038, 3039, 3046, 3071, 3075, 3078, 3081, and 3082 of the Revised Statutes of Ohio.

S. B. No. 262: To facilitate the procuring of testimony.

H. B. No. 603: Amendatory of section 2805, and supplementary to section 2805a of the Revised Statutes of Ohio.

H. B. No. 345: To amend section 4672 of the Revised Statutes of Ohio.

S. B. No. 339: To amend section 8401 of the Revised Statutes of Ohio.

S. B. No. 336: To amend section 6564 of the Revised Statutes of Ohio.

H. J. R. No. 103: Relative to the occupancy of the road-bed of the Ohio Railroad Company by the Lake Erie and Western Railroad Company.

Mr. Van Cleaf introduced the following bill, which was read the first time:

S. B. No. 363 To amend section 947 of the Revised Statutes of Ohio.

On motion of Mr. Pond, the Senate adjourned until Monday next at 3 o'clock p.m.

Attest:

J. C. DONALDSON, *Clerk.*

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MONDAY, *February* 28, 1881—10 O'CLOCK A.M.

The Senate met pursuant to adjournment.

The Journal was read and approved.

The following communication was received from the Governor, and referred to the committee on Colleges and Universities:

STATE OF OHIO, EXECUTIVE DEPARTMENT,

COLUMBUS, *February* 28, 1881.

*To the Senate:*

I have the honor to nominate, and by and with the advice and consent of the Senate appoint, the following named persons to be Trustees of

Tuesday, March 1, 1881.

Miami University, for the term of nine years, beginning March 1, 1881: Benjamin W. Chidlaw, Richard Smith, Samuel F. Hunt, and H. W. Hughes, of Hamilton county; William J. Gilmore and Edward L. Taylor, of Franklin county; Lewis N. Bouham, of Butler county; J. McLean Smith, of Montgomery county, and Calvin T. Brice, of Allen county.

Very respectfully,

CHARLES FOSTER, *Governor*.

Mr. Harper presented the memorial of the Patrons of Husbandry of Knox county, praying the Judiciary committee of the Senate to make a favorable report on H. B. No. 320, known as the Stubb's Bill.

Which was referred to the committee on Judiciary.

The following bill was read the second time:

S. B. No. 363: To amend section 947 of the Revised Statutes of Ohio.

To committee on Benevolent Institutions.

The following bill was introduced and read the first time:

S. B. No. 364—Mr. Sinks: To amend section 522 of the Revised Statutes of Ohio.

On motion of Mr. Hitchcock, bills for third reading were informally passed.

On motion of Mr. Van Cleaf, the Senate adjourned until 9 o'clock tomorrow morning.

Attest:

J. C. DONALDSON, *Clerk*.

TUESDAY, March 1, 1881—9 o'clock A.M.

The Senate met pursuant to adjournment.

The Journal was read and approved.

On motion of Mr. Van Cleaf, the Senate took a recess until 10 o'clock a.m.

TEN O'CLOCK A.M.

Mr. Pringle introduced the following bill, which was read the first time:

S. B. No. 365: For the relief of the sureties of Theodore A. Wick, of Clarke county.

On motion of Mr. Pond, the Senate acceded to the request of the House for the return of S. J. R. No. 75.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The following bills have been introduced in the House of Representatives, and read the first time:

H. B. No. 824—Mr. Bloom: To amend an act entitled "an act to amend section 1 of an act passed and took effect April 16, 1867, entitled

an act to authorize and require the payment of bounties to volunteer soldiers," passed and took effect April 16, 1880.

H. B. No. 825—Mr. Groom: To amend section 2270 of the Revised Statutes of Ohio.

H. B. No. 826—Mr. Letcher: Supplementary to section 4215 of the Revised Statutes of Ohio.

H. B. No. 827—Mr. Armstrong: To amend section 3903 of the Revised Statutes of Ohio.

H. B. No. 828—Mr. Hill of Hamilton (by request): To amend section 1644 of the Revised Statutes of Ohio.

H. B. No. 829—Mr. Howard: To amend section 2689 of the Revised Statutes of Ohio.

H. B. No. 830—Mr. Reed of Ross: Providing for the election of school boards in the cities of Chillicothe, Canton, and Youngstown.

H. B. No. 831—Mr. Wolfe: To provide for the completion of Volume V, Geology of Ohio.

H. B. No. 832—Mr. Corry: To amend section 4073 of the Revised Statutes of Ohio.

H. B. No. 833—Mr. Corry: To amend section 4020 of the Revised Statutes of Ohio.

H. B. No. 834—Mr. Moore of Pike (by request): To authorize and direct the commissioners of Pike county, Ohio, to create a new township in said county.

H. B. No. 835—Mr. Millikan: To amend sections 6935 and 6937 of the Revised Statutes of Ohio.

H. B. No. 836—Mr. Thorp: To amend section 1481 of the Revised Statutes of Ohio.

H. B. No. 837—Mr. Robinson: To amend sections 362, 4051, 4057, and 4060 of the Revised Statutes of Ohio.

H. B. No. 838—Mr. Hill of Hamilton (by request): To amend section 1274 of the Revised Statutes of Ohio.

H. B. No. 839—Mr. Ward: To change the surnames of certain persons therein named.

H. B. No. 840—Mr. Howard: To amend section 3959 of the Revised Statutes of Ohio.

H. B. No. 841—Mr. Howard: To amend section 3959 of the Revised Statutes of Ohio.

H. B. No. 842—Mr. Frame: To authorize the payment of advertised fees, or costs, debts, or damages in Guernsey county, Ohio.

H. B. No. 843—Mr. Howard: To amend section 3968 of the Revised Statutes of Ohio.

H. B. No. 844—Mr. Thorp: To amend section 6942 of the Revised Statutes of Ohio.

H. B. No. 845—Mr. Beman: To amend section 4073 of the Revised Statutes of Ohio.

H. B. No. 846—Mr. Howard: To repeal section 2503 of the Revised Statutes of Ohio.

H. B. No. 847—Mr. Howard: To repeal section 3659 of the Revised Statutes of Ohio.

H. B. No. 848—Mr. Kurtz: To amend section 2873 of the Revised Statutes of Ohio, for the more perfect description of town lots.

Attest:

D. J. EDWARDS, Clerk.

Tuesday, March 1, 1881.

## MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The following bills have been introduced in the House of Representatives, and read the first time:

H. B. No. 849—Mr. Vollandigham: Supplementary to and amendatory of section 3977 of the Revised Statutes of Ohio

H. B. No. 850—Mr. Millikan: To amend section 2732 of the Revised Statutes of Ohio.

H. B. No. 851—Mr. Striker: To amend section 1653 of the Revised Statutes of Ohio, passed June 20, 1880.

Attest:

D. J. EDWARDS, *Clerk.*

## MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has concurred in the Senate amendments to

H. B. No. 632—Mr. Cochran: To authorize the commissioners of Brown county to redeem the unpaid bonds issued for the construction of the Ripley and Straight Creek free turnpike improvement in said county, and to levy a tax for the payment of the same, and to equalize the assessment on said road.

Attest:

D. J. EDWARDS, *Clerk.*

## MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has passed the following bills, in which the concurrence of the Senate is requested:

H. B. No. 750—Mr. Greene (by request): To provide for the issuing and payment of bonds by the commissioners of Champaign county, to meet a deficiency in the levy for bridge fund in said county.

H. B. No. 798—Mr. Voight: To authorize the county commissioners of Hamilton county, Ohio, to repair certain roads.

H. B. No. 808—Mr. Bloom: To amend section 3206 of the Revised Statutes of Ohio.

Attest:

D. J. EDWARDS, *Clerk.*

Said bills were read the first time.

## MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The Speaker of the House of Representatives has, in the presence of the House, signed the following bills and joint resolutions:

H. B. No. 700: To authorize the re-recording of the original petition,

plat, and articles of incorporation of the village of Columbus Grove, Putnam county, and for other purposes.

H. B. No. 733: To distribute the surplus dog tax in Paulding county.

S. B. No. 314: To amend section 1 of an act entitled an "act to regulate the construction, enlargement, changes in, and conduct and management of water works in certain cities, and to authorize the issue of bonds in connection therewith," passed January 18, 1881.

S. J. R. No. 68: Relative to mounting maps for members of General Assembly.

S. J. R. No. 54: Relative to printing copies of the Journal of the Board of Equalization.

Attest:

D. J. EDWARDS, *Clerk.*

The President *pro tem* of the Senate, in the presence of the Senate, signed said bills and joint resolutions

Mr. Hollingsworth submitted the following report:

The joint committee on Enrollment have examined, and found correctly enrolled, the following bill and joint resolution:

S. B. No. 314: To amend section 1 of an act entitled "an act to regulate the construction, enlargement, changes in, and conduct and management of water works in certain cities, and to authorize the issue of bonds in connection therewith," passed January 18, 1881.

S. J. R. No. 68: Relative to mounting maps for members of Assembly.

D. A. HOLLINGSWORTH,  
J. K. POLLARD,  
H. R. SMITH,  
JNO. HARDY,

L. M. STRONG,  
G. W. MOORE,  
C. R. HARMON,  
W. T. WALLACE.

Mr. Hollingsworth submitted the following report:

The joint committee on Enrollment have examined, and found correctly enrolled, the following joint resolution:

S. J. R. No. 54: Relative to printing copies of the Journal of the Board of Equalization.

D. A. HOLLINGSWORTH,  
J. K. POLLARD,  
H. R. SMITH,  
JNO. HARDY,

L. M. STRONG,  
G. W. MOORE,  
C. R. HARMON,  
W. T. WALLACE.

Mr. Hollingsworth submitted the following report:

The joint committee on Enrollment have examined, and found correctly enrolled, the following bills:

H. B. No. 700: To authorize the re-recording of the original petition, plat, and articles of incorporation of the village of Columbus Grove, Putnam county, and for other purposes.

H. B. No. 733: To distribute the surplus dog tax in Paulding county.

D. A. HOLLINGSWORTH,  
J. K. POLLARD,  
H. R. SMITH,  
W. T. WALLACE,  
C. R. HARMON,

L. M. STRONG,  
JOHN F. LOCKE,  
JNO. HARDY,  
J. L. CORYALL.

Tuesday, March 1, 1881.

## MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President :*

The House of Representatives has concurred in the Senate amendments to

H. B. No. 530: To amend section 2803 of the Revised Statutes of Ohio.

H. B. No. 697: To amend section 1706 of the Revised Statutes of Ohio.

Attest:

D. J. EDWARDS, *Clerk.*

## MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President :*

The House of Representatives insists upon its amendments to

S. B. No. 120: Relative to State roads and unfinished free turnpikes, And asks for a committee of Conference.

Attest:

D. J. EDWARDS, *Clerk.*

Mr. Van Cleaf moved that the request of the House be acceded to. Which was agreed to.

## MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President :*

The House of Representatives has passed the following bill, in which the concurrence of the Senate is requested:

H. B. No. 652—Mr. Howard: To authorize the county commissioners of Lucas county to issue bonds.

Attest:

D. J. EDWARDS, *Clerk.*

Said bill was read the first time.

The President *pro tem.* appointed as conference committee on matters of difference between the two Houses on S. B. No. 120, Messrs. Van Cleaf, Creamer, and Pringle.

On motion of Mr. Hitchcock, the Senate took a recess until 9:30 o'clock to-morrow morning.

Attest:

J. C. DONALDSON, *Clerk.*



WEDNESDAY, *March 2, 1881*—9:30 o'clock A.M.

The Journal was read and approved.

Mr. Hitchcock presented the petition of Fred. A. Williams, and 144 other citizens of Ashtabula county, praying for the passage of H. B. No. 320, known as Stubbs Sunday bill.

Which was referred to the committee on Judiciary.

On motion of Mr. Hitchcock, the Senate took a recess until to-morrow morning at 9 o'clock a m.

Attest:

J. C. DONALDSON, *Clerk*.

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THURSDAY, *March 3, 1881*—9 o'clock A.M.

The Journal was read and approved.

On motion of Mr. Beebe, the Senate adjourned, and under S. R. No. 77 it stands adjourned until Monday next at 3 o'clock p.m.

Attest:

J. C. DONALDSON, *Clerk*

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MONDAY, *March 7, 1881*—3 o'clock P.M.

The Senate met pursuant to adjournment.

The Journal was read and approved.

Bills were read the second time, and referred as follows:

S. B. No. 361: To amend section 657 of the Revised Statutes of Ohio.  
To committee on Finance.

S. B. No. 364: To amend section 522 of the Revised Statutes of Ohio.  
To committee on Judiciary.

On motion of Mr. Beer, the Senate adjourned.

Attest:

J. C. DONALDSON, *Clerk*.

TUESDAY, *March 8, 1881*—10 O'CLOCK A.M.

The Senate met pursuant to adjournment.

Prayer by Rev. J. M. Trimble.

The Journal was read and approved

Mr. Richards presented the petition of J. Dunbar, and 553 other citizens of Steubenville, Jefferson county, asking the passage of a bill to authorize the city of Steubenville to issue bonds for city hall, market house, etc.

Which was referred to the committee on Municipal Corporations.

Bills were read the second time, and referred as follows:

S. B. No. 359: To authorize the board of education of the Celina school district, Mercer county, Ohio, to issue bonds for the redemption of other bonds.

To committee on Finance.

S. B. No. 360: To amend section 4065, 4066, 4067, and 4068 of the Revised Statutes of Ohio.

To committee on Schools and School Lands.

S. B. No. 362: To amend section 4073 of the Revised Statutes of Ohio.

To committee on Schools and School Lands.

H. B. No. 798: To authorize the county commissioners of Hamilton county to repair certain roads.

To committee on Roads and Highways.

H. B. No. 652: To authorize the county commissioners of Lucas county to issue bonds.

To committee on Judiciary.

H. B. No. 803: To amend section 3206 of the Revised Statutes of Ohio.

To committee on Judiciary.

H. B. No. 750: To provide for the issuing and payment of bonds by the commissioners of Champaign county, to meet a deficiency in the levy for bridge fund in said county.

To committee on Finance.

On motion of Mr. Pond, the following bills for third reading were informally passed:

H. B. No. 603: Amendatory of section 2805, and supplementary to section 2805a of the Revised Statutes of Ohio.

S. B. No. 262: To facilitate the procuring of testimony.

S. B. No. 336: To amend section 6564 of the Revised Statutes of Ohio.

S. B. No. 339: To amend section 8401 of the Revised Statutes of Ohio.

S. B. No. 297: To amend sections 3033, 3034, 3035, 3036, 3037, 3038, 3039, 3046, 3071, 3075, 3078, 3081 and 3082 of the Revised Statutes of Ohio.

S. B. No. 345: To amend section 4672 of the Revised Statutes of Ohio.

S. B. No. 100: To empower the Supreme Court to review former decisions in certain cases.

S. B. No. 265: To provide for the examination and payment of certain military claims, and making an appropriation therefor.

H. J. R. No. 103: Relative to occupancy of the road bed of the Ohio Railroad Company by the Lake Erie and Western Railroad Company.

The following bill was introduced and read the first time:

S. B. No. 206—Mr. Richards: To authorize the issue of bonds by cities of the third grade of the second class, for market house, city hall, and other purposes.

Mr. Jackson submitted the following report:

The committee on Judiciary, to whom was referred S. B. No. 253: To amend sections 1599 and 1605 of the Revised Statutes—having had the same under consideration, report it back with following amendments, and recommend its passage when so amended:

Amend the title so as to read as follows: "To amend section 1599 of the Revised Statutes of Ohio."

Insert after the word "Statutes," in line 2, the words "of Ohio."

Strike out the second section of the bill.

Amend section 3 so as to read as follows: "Said original section 1599 is hereby repealed."

F. B. POND,	LYMAN J. JACKSON,
F. M. MARRIOTT,	THOMAS J. CARRAN.
R. G. RICHARDS,	

Said amendments were agreed to.

Said bill was ordered to be engrossed and read the third time to-morrow.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has concurred in the passage of the following bills:

S. B. No. 321: To repeal a special act passed April 19, 1877 (Ohio Laws, volume 74, page 448), entitled "an act to provide for the straightening, clearing out, widening, deepening, and otherwise improving Stillwater ditch and creek, also its tributaries, in Darke county, Ohio."

S. B. N. 268: To amend section 95 of the Revised Statutes.

S. B. No. 277: To authorize and empower the village council of the incorporated village of Coshocton, in the county of Coshocton, Ohio, to transfer certain money from the police fund and right-of way fund to the building fund and light fund in said village.

S. B. No. 358: To authorize the village of Jamestown, Greene county, Ohio, to build a fire engine hall, and to issue bonds for the same.

S. B. No. 189: To prohibit the clerk of police court and mayor's court from prosecuting or defending in cases tried in said court.

Attest:

D. J. EDWARDS, *Clerk.*

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has passed the following bills, in which the concurrence of the Senate is requested:

H. B. No. 588—Mr. Patton: To amend section 4889 of the Revised Statutes of Ohio.

H. B. No. 645—Mr. Price: Authorizing certain counties to build railroads, and to lease or operate the same.

H. B. No. 673—Mr. Howard: In relation to the codification of ordinances in cities of the third grade of the first class.

H. B. No. 680—Mr. Kurtz: To authorize the commissioners of Athens county to borrow money and levy a tax for the building of a sewer.

H. B. No. 689—Mr. Tyler of Licking: To authorize the trustees of Granville township, Licking county, to levy a tax and issue bonds to raise money to repair the town hall in said township.

H. B. No. 725—Mr. Holloway: To authorize the county commissioners of Lucas county to pay certain claims.

H. B. No. 768—Mr. Harmon: To authorize the commissioners of Portage county to build fire-proof addition and to remodel and repair the present court house in said county, and to issue bonds therefor.

H. B. No. 755—Mr. Cope: To authorize the trustees of Cadiz township, Harrison county, Ohio, to improve the street and road leading to the township cemetery.

H. B. No. 766—Mr. Brenner: To amend an act entitled "an act to authorize the city council of the city of Dayton to invest the market-house fund of said city in United States bonds," passed April 17, 1880. (O. L., vol. 77, p. 407.)

H. B. No. 737—Mr. Kurtz: To increase the levy for the purpose of continuing the schools in the special school districts of Nelsonville and Coolville in Athens county.

H. B. No. 649—Mr. Stubbs: To transfer funds from the dog tax fund to the Preble County Agricultural Society.

H. B. No. 655—Mr. Decker: To authorize the commissioners of Seneca county, Ohio, to transfer funds from tax on dogs to Seneca County Agricultural Society, to pay its indebtedness, and to improve and add to its grounds.

H. B. No. 670—Mr. Reed of Ross: To amend section 66 of the Revised Statutes of Ohio.

H. B. No. 747—Mr. Brown of Butler: Authorizing the auditor of Butler county, Ohio, to strike out from his settlement sheet with the clerk and treasurer of St. Clair townships, in said county, an account of money which has been lost by defalcation and is uncollectable.

H. B. No. 718—Mr. Jones: To authorize the commissioners of Delaware county, Ohio, to levy a tax to pay certain county bonds issued to the Ashley and Delhi Gravel Road Company.

H. B. No. 612—Mr. Davis: To amend section 7313 of the Revised Statutes.

H. B. No. 732—Mr. Pearl: To encourage the killing of wood chucks or ground hogs in Erie county, Ohio.

H. B. No. 771—Mr. Allen: To authorize the commissioners of Fulton county to transfer funds from tax on dogs to the Fulton County Agricultural Society, to pay its indebtedness and improve its buildings.

H. B. No. 760—Mr. Barton: To authorize the transfer of funds arising from the tax on dogs in Wayne county.

H. B. No. 776—Mr. Sawyer: To authorize the commissioners of Auglaize county to transfer funds from tax on dogs to the Auglaize County Agricultural Society.

H. B. No. 778—Mr. Cochran: To authorize the transfer of funds arising from the tax on dogs in Brown county, Ohio.

H. B. No. 615—Mr. Frame: To authorize certain bondsmen of John D. Patterson to bring suit against certain other bondsmen.

H. B. No. 601—Mr. Davis: Supplementary to title I, division 3, chapter 2 subdivision 1. of the Revised Statutes.

H. B. No. 730—Mr. Reed of Ross: To amend section 3499, as amended April 12, 1880 (Ohio Laws, volume 74, p. 187), and to amend section 3501, and to enact supplementary section 3501a, and to repeal said sections 3499 and 3501.

H. B. No. 774—Mr. Davis: To amend sections 5530 and 5534 of the Revised Statutes of Ohio.

H. B. No. 529—Mr. Covert: To amend section 618 of the Revised Statutes of Ohio.

Attest:

D. J. EDWARDS, *Clerk*.

Said bills were read the first time.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has concurred in the passage of S. B. No. 157: To provide for the issue of duplicate bonds in lieu of bonds lost or destroyed.

With the following amendments, in which the concurrence of the Senate is requested:

Add to the word "Ohio," in line 1, the following words: "That the following section be enacted as supplementary to part 1, title 12, chapter 2, of the Revised Statutes of Ohio, with sectional numbering as follows: Section 2711a. That."

Also, strike out the words, "in the city of Cincinnati it shall be lawful for," and insert in lieu thereof the words, "in a city of the first grade of the first class."

Attest:

D. J. EDWARDS, *Clerk*.

On motion of Mr. Pond, said bill and amendments were laid upon the table.

On motion of Mr. Beer, the Senate took a recess.

THREE O'CLOCK P.M.

Mr. Sinks, under suspension of the rules, introduced the following bill, which was read the first time:

S. B. No. 367: To authorize certain cities to construct machine shops, and issue bonds therefor.

On motion of Mr. Pond, bills for third reading were taken up.

H. B. No. 603: Amendment of section 2805, and supplementary to section 2805a of the Revised Statutes of Ohio—was read the third time.

Mr. Sinks moved to refer said bill (H. B. No. 603) to a select committee of one, with instructions to amend as follows:

Insert in line 72 of the engrossed bill, between the words "first" and "grade," the words "and second;" and add the letter "s" to the word "grade," in said line 72.

Which was agreed to.

Mr. Sinks was appointed such committee, who reported the bill back amended as instructed.

Mr. Creamer moved to refer said bill (H. B. No. 603) to a select committee of one, with instructions to amend as follows:

Strike out the word "freeholder," in the 7th line thereof.

Which was disagreed to.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 16, nays 5, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Beer, Carran, Cline, Entrekin, Harper, Hartshorn, Hitchcock, Jackson, Mounts, O'Hagan, Perkins, Pond, Pringle, Sinks, and Strong—16.

Those who voted in the negative were—

Messrs. Creamer, Sullivan, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—5.

So the bill, not receiving a constitutional majority, was lost.

Mr. Sinks moved to reconsider the vote by which said bill was lost.

Which was agreed to.

On motion of Mr. Sinks, said bill was laid upon the table.

The following bills were informally passed:

S. B. No. 262: To facilitate the procuring of testimony.

S. B. No. 336: To amend section 6564 of the Revised Statutes of Ohio.

S. B. No. 339: To amend section 8461 of the Revised Statutes of Ohio—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 19, nays 2, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Beer, Carran, Cline, Entrekin, Harper, Hartshorn, Jackson, Mounts, O'Hagan, Perkins, Pond, Richards, Sinks, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—19.

Those who voted in the negative were—

Messrs. Creamer and Hitchcock—2.

So the bill passed. The title was agreed to.

S. B. No. 297: To amend sections 3033, 3034, 3035, 3036, 3037, 3038, 3039, 3046, 3071, 3075, 3078, 3081 and 3082 of the Revised Statutes of Ohio—was read the third time.

On motion of Mr. Entrekin, said bill was postponed until Thursday next.

S. B. No. 345: To amend section 4672 of the Revised Statutes of Ohio—was referred to a select committee of one—Mr. Carran.

The following bills and joint resolution were informally passed:

S. B. No. 265: To provide for the examination and payment of certain military claims, and making an appropriation therefor.

S. B. No. 100: To empower the Supreme Court to review former decisions in certain cases.

H. J. R. No. 103: Relative to occupancy of the road-bed of the Ohio Railroad Company by the Lake Erie and Western Railroad Company.

On motion of Mr. Wilkins of Tuscarawas, the order of reports of standing committees was taken up.

Mr. Entrekin submitted the following report:

The committee on Revision has examined, and found correctly engrossed, S. B. Nos. 253 and 311.

JOHN C. ENTREKIN,  
E. N. HARTSHORN,  
A. R. CREAMER.

Mr. Sinks submitted the following report:

The committee on Fees and Salaries, to whom was referred S. B. No. 286: To amend sections 1071 and 1074 of the Revised Statutes of Ohio—having had the same under consideration, report it back with following amendments, and recommend its passage when so amended:

Insert in line 9, between the words "treasury" and "property," the word "on."

Insert in line 10, after the word "omitted," the words "without their fault."

In lines 2 and 11, in section 1, and line 1, section 2, strike out the figures "1074," and insert in their stead the figures "1073."

JNO. F. SINKS, B. WILKINS,  
J. L. MOUNTS, JOHN C. ENTREKIN,  
J. J. SULLIVAN, F. B. POND.

Said amendments were agreed to.

Said bill was ordered to be engrossed and read the third time to-morrow.

Mr. Sullivan submitted the following report:

The committee on Claims, to whom was referred S. B. No 341: Supplementary to section 39 of the Revised Statutes of Ohio, and to further define the duties of the Sergeant-at-Arms of the Senate and House of Representatives—having had the same under consideration, report it back, and recommend its passage.

JNO. F. SINKS, L. M. STRONG,  
F. B. POND, J. J. SULLIVAN.  
J. L. MOUNTS,

Said bill was ordered to be engrossed, and read the third time to-morrow.

Mr. Wilkins of Tuscarawas submitted the following report:

The committee on Fees and Salaries, to whom was referred S. B. No. 334: To amend section 1117 of the Revised Statutes of Ohio, as amended April 22, 1880—having had the same under consideration, report it back, and recommend its passage.

JNO. F. SINKS, JOHN C. ENTREKIN,  
F. B. POND, B. WILKINS,  
J. L. MOUNTS, J. J. SULLIVAN.

Said bill was ordered to be engrossed, and read the third time to-morrow.

Mr. Wilkins of Tuscarawas submitted the following report:

The committee on Fees and Salaries, to whom was referred S. B. No. 338: To authorize the commissioners of Ross county to settle certain

claims therein named—having had the same under consideration, report it back, and recommend its passage.

JOHN C. ENTBEKIN,  
B. WILKINS,  
F. B. POND.

J. L. MOUNTS,  
J. J. SULLIVAN.  
JNO. SINKS.

Said bill was ordered to be engrossed, and read the third time to-morrow.

Mr. Strong submitted the following report:

The committee on Military Affairs, to whom was referred S. B. No. 348: To authorize the commissioners of Montgomery county to build a monument or other memorial to perpetuate the memory of soldiers from said county who died in the service of their country—having had the same under consideration, report it back with following amendmenst, and recommend its passage when so amended:

In line 2, section 1, strike out the word "Montgomery," and insert in lieu thereof the word "any."

And in the same line, after the word "county," insert the following words: "in this State."

In line 3, of section 1, strike out the words "and instructed."

In line 4, strike out the words "the next," and insert in lieu thereof the word "any."

In line 5, of section 1, after the word "of," insert the words "not more than."

And after the words "one-half mill," in said line, insert the words "upon each dollar."

Strike out of section 1, all after the word "county," in line 8, and insert in lieu thereof the following words: "who served in the Union army during the late rebellion."

And in line 1, of section 2, strike out the word "said," and insert in lieu thereof the word "any."

L. M. STRONG,  
F. B. POND,  
H. B. PERKINS,

J. J. SULLIVAN,  
JNO. A. WILKINS,  
J. C. ENTBEKIN.

Said amendments were agreed to.

Said bill was ordered to be engrossed, and read the third time to-morrow.

On motion of Mr. Beer, the Senate adjourned.

Attest:

J. C. DONALDSON, *Clerk.*

WEDNESDAY, March 9, 1881—10 O'CLOCK A.M.

The Senate met pursuant to adjournment.

Prayer by Rev. J. M. Trimble.

The Journal was read and approved.

On motion of Mr. Beer, bills for third reading which were informally passed, on yesterday were taken up.



S. B. No. 262: To facilitate the taking of testimony—was read the third time and informally passed.

Bills were read the second time, and referred as follows:

H. B. No. 730: To amend section 3499, as amended April 12, 1880 (Ohio Laws, volume 74, page 187), and to amend section 3501, and to enact supplementary section 3501a, and to repeal said sections 3499 and 3501.

To committee on Railroads, Turnpikes, and Telegraphs.

H. B. No. 774: To amend sections 5530 and 5534 of the Revised Statutes of Ohio.

To committee on Judiciary.

H. B. No. 601: Supplementary to title 1, division 3, chapter 2, subdivision one of the Revised Statutes.

To committee on Judiciary.

H. B. No. 615: To authorize certain bondsmen of John D. Patterson to bring suit against certain other bondsmen.

To committee on Judiciary.

H. B. No. 778: To authorize the transfer of funds arising from the tax on dogs in Brown county, Ohio.

To committee on Finance.

H. B. No. 776: To authorize the commissioners of Auglaize county to transfer funds from tax on dogs to the Auglaize County Agricultural Society.

To committee on Agriculture.

H. B. No. 760: To authorize the transfer of funds arising from tax on dogs in Wayne county.

To committee on Agriculture.

H. B. No. 771: To authorize the commissioners of Fulton county, Ohio, to transfer funds from tax on dogs to Fulton County Agricultural Society to pay its indebtedness and improve its buildings.

To committee on Agriculture.

H. B. No. 732: To encourage the killing of wood chucks or ground-hogs.

To committee on Agriculture.

H. B. No. 612: To amend section 7313 of the Revised Statutes.

To committee on Judiciary.

H. B. No. 718: To authorize the commissioners of Delaware county to levy a tax to pay certain county bonds issued to the Ashley and Delhi Gravel Road Company.

To committee on Finance.

H. B. No. 768: To authorize the commissioners of Portage county to build fire-proof addition, and to remodel and repair the present courthouse in said county, and to issue bonds therefor.

To committee on Finance.

H. B. No. 588: To amend section 4889 of the Revised Statutes of Ohio, as amended March 18, 1880. (O. L., vol. 77, p. 65)

To committee on Roads and Highways.

H. B. No. 680: To authorize the commissioners of Athens county to borrow money and levy a tax for the building of a sewer.

To committee on Finance.

H. B. No. 673: In relation to the codification of ordinances in cities of the third grade of the first class.

To committee on Municipal Corporations.

H. B. No. 645: Authorizing certain counties to build railroads, and to lease or operate the same.

To select committee of one—Mr. Jackson.

H. B. No. 529: To amend section 648 of the Revised Statutes.

To committee on Benevolent Institutions.

H. B. No. 670: To amend section 66 of the Revised Statutes.

To committee on Public Printing.

H. B. No. 655: To authorize the commissioners of Seneca county, Ohio, to transfer funds from tax on dogs to Seneca County Agricultural Society to pay its indebtedness, and to improve and add to its grounds.

To committee on Agriculture.

H. B. No. 649: To transfer funds from dog tax fund to Preble County Agricultural Society.

To committee on Agriculture.

H. B. No. 737: To increase the levy for the purpose of continuing the schools in the special school districts of Nelsonville and Coolville, in Athens county.

To committee on Common Schools and School Lands.

H. B. No. 725: To authorize the county commissioners of Lucas county to pay certain claims.

To committee on Claims.

H. B. No. 766: To amend an act entitled "an act to authorize the city council of the city of Dayton to invest the market-house fund of said city in United States bonds," passed April 17, 1880. (Ohio Laws, volume 77, page 407).

To select committee of one—Mr. Sinks.

H. B. No. 689: To authorize the trustees of Granville township, Licking county, to levy a tax and issue bonds to raise money to repair the town-hall of said township.

To committee on Finance.

H. B. No. 755: To authorize the trustees of Cadiz township, Harrison county, Ohio, to improve the street and road leading to the township cemetery.

To committee on Roads and Highways.

H. B. No. 747: Authorizing the auditor of Butler county, Ohio, to strike out from his settlement sheet with the clerk and treasurer of St. Clair township, in said county, an account of money which has been lost by defalcation and is uncollectable.

To committee on Judiciary.

Mr. Van Cleaf presented the petition of J. H. Warner, and 80 other citizens of Franklin county, in favor of the bill providing for the taxation of the liquor traffic.

Which was referred to the committee on Judiciary.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has passed the following bill, in which the concurrence of the Senate is requested:

H. B. No. 678—Mr. Chapman: To amend section 2580 of the Revised Statutes of Ohio.

Attest:

D. J. EDWARDS, *Clerk.*

Mr Carran moved that the constitutional rule requiring bills to be read on three different days be dispensed with, that said bill (H. B. No. 678) may be read the second time by its title.

On which motion the yeas and nays were taken, and resulted—yeas 22, nays 2 as follows:

Those who voted in the affirmative were—

Messrs. Beer, Carran, Cline, Creamer, Eggleston, Fleischmann, Harper, Hartshorn, Hitchcock, Horr, Jackson, Kirby of Hamilton, Kirby of Wyandot, Mounts, Perkins, Pollard, Pond, Pringle, Richards, Sinks, Tyler, and Wilkins of Tuscarawas—22.

Messrs. Saltzgaber and Van Cleef voted in the negative.

So the motion was disagreed to, two thirds of the Senate not voting in the affirmative.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The following bills have been introduced in the House of Representatives, and read the first time:

H. B. No. 852—Mr. Voight: Concerning villages adjoining each other on opposite sides of a line of railroad.

H. B. No. 853—Mr. Howard: To divide Washington township, Lucas county, Ohio, into three election precincts.

H. B. No. 854—Select committee appointed under substitute for H. R. No. 82: Amendatory of and supplementary to section 3630 of the Revised Statutes of Ohio, and amendatory of and supplementary to section 3631 of the Revised Statutes of Ohio, as amended April 12, 1880, and to repeal said sections, and an act entitled "an act supplementary to the act entitled an act to revise and consolidate the general statutes of Ohio," passed June 20, 1879, and to amend section 3631 of said act, passed April 12, 1880.

H. B. No. 855—Mr. Dial: To provide for the election of members of the board of education of the city district of the city of Springfield, Ohio.

H. B. No. 856—Mr. Ellsworth: To divide Rome township, Lawrence county, Ohio, into two election precincts.

H. B. No. 857—Mr. Price: To repeal sections 2835, 2836, and 2837 of the Revised Statutes of Ohio.

H. B. No. 858—Mr. Brownfield: To authorize the trustees of the township of Licking, Licking county, Ohio, to erect a town hall in the town of Jackson, Ohio.

H. B. No. 859—Mr. Walker: To protect fish in Lewistown Reservoir.

Attest:

D. J. EDWARDS, *Clerk*.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has passed the following bills, in which the concurrence of the Senate is requested:

H. B. No. 636—Mr. Atkinson: To amend section 6195 of the Revised Statutes of Ohio.

H. B. No. 544—Mr. Davis: To amend section 4162 of the Revised Statutes of Ohio.

H. B. No. 642—Mr. Davis: To amend and repeal section 5026 of the Revised Statutes of Ohio.

H. B. No. 860—Mr. Robinson: To authorize the transfer of funds arising from the tax on dogs in Union county, Ohio.

Attest:

D. J. EDWARDS, *Clerk*.

Said bills were read the first time.

Mr. Strong submitted the following report:

The joint committee on Enrollment have examined, and found correctly enrolled, the following bills and joint resolutions:

H. J. R. No. 107: Relating to the admission of George W. Dixon into the Athens Asylum for the Insane.

H. J. R. No. 102: Authorizing the Auditor of State and Treasurer of State to credit the canal fund on their books with \$13,970.50, and charge sinking fund with \$13,970.50.

H. B. No. 507: To amend section 6819 of the Revised Statutes of Ohio.

H. B. No. 503: To amend section 6334 of the Revised Statutes of Ohio.

H. B. No. 692: To amend section 2434 of the Revised Statutes of Ohio.

H. B. No. 784: To amend section 6761 of the Revised Statutes of Ohio.

J. K. POLLARD,

JNO. HARDY,

L. H. STRONG,

C. R. HARMON,

H. R. SMITH,

J. L. CORYELL.

W. T. WALLACE,

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The Speaker of the House of Representatives has, in the presence of the House, signed the following bills and joint resolutions:

H. B. No. 503: To amend section 6334 of the Revised Statutes of Ohio.

H. B. No. 507: To amend section 6819 of the Revised Statutes of Ohio.

H. B. No. 692: To amend section 2434 of the Revised Statutes of Ohio.

H. B. No. 784: To amend section 6761 of the Revised Statutes of Ohio.

H. J. R. No. 102: Authorizing the Auditor of State and Treasurer of State to credit the canal fund on their books with \$13,970.50, and charge sinking fund with \$13,970.50.

H. J. R. No. 107: Relating to the admission of George W. Dixon into the Athens Asylum for the Insane.

Attest:

D. J. EDWARDS, *Clerk*.

The President of the Senate, in the presence of the Senate, signed said bills and joint resolutions.

S. B. No. 311: More effectually to provide against the evils resulting from the traffic in intoxicating liquors—being the special order for this hour, was taken up.

Mr. Pond moved to amend said bill as follows:

Insert, after the word "county," line 7, section 1, "for each place where such business is engaged in by him."

Which was agreed to.

Mr. Sinks moved to amend said bill as follows:

Insert in line 5, of section 11, after the word "practice," the words "or by druggists, upon the written order or prescription of such physicians, for such purposes."

Which was agreed to.

Mr. Carran moved to amend said bill as follows:

In line 15, strike out the figures "\$400," and insert "\$250."

On which motion the yeas and nays were demanded, taken, and resulted—yeas 9, nays 15, as follows:

Those who voted in the affirmative were—

Messrs. Carran, Eggleston, Fleischmann, Kirby of Hamilton, Kirby of Wyandot, Sinks, Sullivan, Tyler, and Van Cleaf—9.

Those who voted in the negative were—

Messrs. Beer, Cline, Creamer, Hartshorn, Horr, Mounts, O'Hagan, Parker, Perkins, Pollard, Pond, Pringle, Richards, Strong, and Wilkins of Tuscarawas—15.

So the amendment was disagreed to.

Mr. Carran moved to amend said bill as follows:

Strike out lines 8, 9, 10, 11, 12, 13, 14, and 15, in section 1, and insert in lieu thereof "\$250."

On which motion the yeas and nays were demanded, taken, and resulted—yeas 6, nays 17, as follows:

Those who voted in the affirmative were—

Messrs. Carran, Eggleston, Kirby of Hamilton, Kirby of Wyandot, Strong, and Sullivan—6.

Those who voted in the negative were—

Messrs. Beer, Cline, Creamer, Hartshorn, Horr, Jackson, Mounts, O'Hagan, Parker, Perkins, Pollard, Pond, Pringle, Richards, Tyler, Van Cleaf, and Wilkins of Tuscarawas—17.

So the amendment was disagreed to.

Mr. Tyler moved to amend said bill as follows:

In line 9, after the figures "100," and before the word "when," insert the following: "when within a village having a population of less than one thousand by the next preceding federal census, or within one mile thereof, one hundred and twenty-five dollars (\$125)."

On which motion the yeas and nays were demanded, taken, and resulted—yeas 7, nays 17, as follows:

Those who voted in the affirmative were—

Messrs. Eggleston, Kirby of Hamilton, Kirby of Wyandot, O'Hagan, Tyler, Van Cleaf, and Wilkins of Tuscarawas—7.

Those who voted in the negative were—

Messrs. Beer, Cline, Creamer, Fleischmann, Hartshorn, Hitchcock, Horr, Jackson, Mounts, Perkins, Pollard, Pond, Pringle, Richards, Sinks, Strong, and Sullivan—17.

So the amendment was disagreed to.

Mr. Eggleston moved to amend said bill as follows:

In section 10, strike out all after the word "credited," in line 2, and

insert the following: "to the townships, villages, and cities from which said funds were received, and shall be paid to such townships, villages, and cities by said treasurer, for general expenses of such corporations and townships."

On which motion the yeas and nays were demanded, taken, and resulted—yeas 15, nays 9, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Beer, Carran, Eggleston, Fleischmann, Kirby of Hamilton, Kirby of Wyandot, O'Hagan, Pringle, Richards, Sinks, Sullivan, Tyler, Van Cleaf, and Wilkins of Tuscarawas—15.

Those who voted in the negative were—

Messrs. Cline, Hartshorn, Hitchcock, Horr, Jackson, Mounts, Parker, Perkins, and Pollard—9.

So the amendment was agreed to.

On motion of Mr. Beer, the Senate took a recess.

### THREE O'CLOCK P.M.

Mr. Van Cleaf presented the petition of S. Medbury, and 25 other citizens of Franklin county, in favor of bill for taxation of liquor traffic.

Which was referred to the committee on Judiciary.

Consideration of S. B. No. 311 being resumed,

Mr. Caran moved to amend said bill as follows:

Strike out all of section 1, after word "auditor," in line 7, and insert in lieu thereof "two hundred and fifty dollars."

On which motion the yeas and nays were demanded, taken, and resulted—yeas 13, nays 12, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Beer, Carran, Cline, Creamer, Eggleston, Kirby of Hamilton, Kirby of Wyandot, Mounts, Perkins, Pringle, Richards, and Strong—13.

Those who voted in the negative were—

Messrs. Atkinson, Hartshorn, Hitchcock, Horr, Jackson, O'Hagan, Parker, Pond, Sinks, Tyler, Van Cleaf, and Wilkins of Fulton—12.

So the amendment was agreed to.

Mr. O'Hagan moved to amend said bill as follows:

Section 1, line 2, after the word "liquor," insert "except vintners and brewers of malt liquors."

Mr. Van Cleaf moved to amend the amendment as follows:

Insert, after the word "of," the words "and dealers in."

On which motion the yeas and nays were demanded, taken, and resulted—yeas 8, nays 15, as follows:

Those who voted in the affirmative were—

Messrs. Horr, Jackson, Kirby of Wyandot, O'Hagan, Sinks, Tyler, Van Cleaf, and Wilkins of Fulton—8.

Those who voted in the negative were—

Messrs. Beebe, Beer, Carran, Cline, Creamer, Eggleston, Hartshorn, Hitchcock, Kirby of Hamilton, Mounts, Perkins, Pond, Pringle, Richards, and Strong—15.

So the amendment to the amendment was disagreed to.

The question then being on agreeing to the amendment of Mr. O'Hagan, the yeas and nays were demanded, taken, and resulted—yeas 6, nays 18, as follows:

Those who voted in the affirmative were—

Messrs. Jackson, Kirby of Wyandot, O'Hagan, Tyler, Van Cleaf, and Wilkins of Fulton—6.

Those who voted in the negative were—

Messrs. Beebe, Beer, Carran, Cline, Creamer, Eggleston, Hartshorn, Hitchcock, Horr, Kirby of Hamilton, Mounts, Perkins, Pollard, Pond, Pringle, Richards, Sinks, and Strong—18.

So the amendment was disagreed to.

Mr. Hitchcock moved to amend said bill as follows:

In section 3, line 3, after the word "required," insert "or who shall violate any law of this State relating to the traffic in intoxicating liquors."

On which motion the yeas and nays were demanded, taken, and resulted—yeas 7, nays 18, as follows:

Those who voted in the affirmative were—

Messrs. Hartshorn, Hitchcock, Horr, Jackson, Kirby of Wyandot, O'Hagan, and Sinks—7.

Those who voted in the negative were—

Messrs. Beebe, Beer, Carran, Cline, Creamer, Eggleston, Fleischmann, Kirby of Hamilton, Mounts, Perkins, Pollard, Pond, Pringle, Richards, Strong, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—18.

So the amendment was disagreed to.

Mr. Strong moved to amend said bill as follows:

Strike out of section 2, all of line 4 after the word "bond," all of lines 5 and 6, and all of line 7 to and including the word "hereof."

Which was agreed to.

Mr. Hitchcock moved to amend said bill as follows:

In section 2, in lines 12 and 13, strike out "the amount of which bond shall be fixed by."

Which was agreed to.

Said bill was read the third time.

Mr. Wilkins of Tuscarawas moved to refer said bill (S. B. No. 311) to a select committee of one, with instructions to amend as follows:

Add after the words "two hundred and fifty dollars," "in cities of the first class, and all other places one hundred dollars."

On which motion the yeas and nays were demanded, taken, and resulted—yeas 16, nays 13, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carran, Eggleston, Fleischmann, Harper, Kirby of Hamilton, Kirby of Wyandot, O'Hagan, Parker, Sinks, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—16.

Those who voted in the negative were—

Messrs. Beebe, Cline, Creamer, Hartshorn, Hitchcock, Horr, Mounts, Perkins, Pollard, Pond, Pringle, Richards, and Strong—13.

So the motion was agreed to.

Mr. Wilkins of Tuscarawas was appointed such committee, who reported the bill back amended as instructed.

Mr. Parker moved to lay the bill on the table to be printed with amendments.

Which was disagreed to.

The question then being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 17, nays 10, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Beer, Carran, Cline, Creamer, Eggleston, Fleischmann,

Hartshorn, Horr, Mounts, Perkins, Pollard, Pond, Pringle, Richards, Sinks, and Strong—17.

Those who voted in the negative were—

Messrs. Harper, Hitchcock, Kirby of Hamilton, Kirby of Wyandot, O'Hagan, Saltzgaber, Sullivan, Tyier, Van Cleaf, and Wilkins of Tuscarawas—10.

So the bill, having failed to receive a constitutional majority, was lost.

Mr. Pond moved that the vote by which said bill was lost be reconsidered.

Which was agreed to.

On motion of Mr. Richards, said bill was laid upon the table.

Mr. Beer submitted the following report:

The committee on Finance, to whom was referred H. B. No. 681: Making appropriations for the last three quarters of the fiscal year ending November 15, 1881, and the first quarter of the fiscal year ending February 15, 1882—having had the same under consideration, report it back with following amendments, and recommend its passage when so amended:

1. In section 1, line 6, after the word "board," insert "and assistants."

2. In section 1, line 11, after the word "drawn," strike out the words "as expended on," and insert "as required to meet."

3. In section 1, line 14, after the word "drawn," strike out the words "as expended on," and insert "as required to meet."

4. In section 1, strike out lines 19, 20, and 21, and insert in lieu thereof, "For salary of four transcribing clerks of soldiers' records, twelve hundred dollars each (forty-eight hundred dollars)."

5. In section 1, line 40, after the word "engineer," strike out "six months in the," and insert "one." In same line, strike out "six hundred," after the word "year," and insert "one thousand (\$1,000)."

6. In section 1, after line 71, insert the following: "To pay bounties to veteran volunteer under provisions of several acts providing therefor, two thousand dollars."

7. In section 1, add after line 76, "for expenses incurred in prosecuting claims against the General Government under act April 17, 1830 (O. L. Vol. 77, p. 310)"

8. In section 1, line 85 after the word "as," strike out the words "expended on," and insert "required to meet."

9. In section 1, line 115, after the word "ninety," strike out the word "five," and insert the word "seven." In the same line, after the word "thousand," insert the words "five hundred (\$197,500)."

10. In section 1, line 133, after the word "member," strike out "nine thousand five hundred dollars," and insert in lieu thereof "fifteen thousand and fifty dollars"

11. In section 1, line 134, after the word "employes," strike out the words "one thousand three hundred," and insert in lieu thereof "thirty-eight hundred and twenty."

12. In section 1, line 136, after the word "expenses," strike out the words "five hundred dollars," and insert in lieu thereof "one thousand dollars."

13. In section 1, after line 136, insert the following: "For mileage of members, one hundred and fifty dollars."

14. In section 1, after line 150, insert the following: "To pay for preparing catalogue for Law Library, six hundred dollars (\$600)."



15. "To pay for rent of telephone, \$50.)"
16. In section 1, line 153, after the figures "\$300," add the following "to be expended under the direction of the Chief Justice."
17. In section 1, line 163, after the word "expenses," strike out the word "twelve," and insert the word "fourteen (\$1400)."
18. In section 1, after line 169, insert "For completing Statistical Report for 1880, \$425."
19. In section 2, strike out lines 9 and 10.

THOS. M. BEER,	B. EGGLESTON,
GEO. P. TYLER,	C. S. PARKER,
P. HITCHCOCK,	D. D. BEEBE.
B. WILKINS,	

On motion of Mr. Beer, said amendments were ordered printed.  
Said bill was made the special order for 3 o'clock p.m. to-morrow.  
On motion of Mr. Eggleston, the Senate adjourned.

Attest:

J. C. DONALDSON, *Clerk.*

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THURSDAY, March 10, 1881—10 o'clock A.M.

The Senate met pursuant to adjournment.  
Prayer by Rev. J. M. Trimble.  
The Journal was read and approved.  
Bills were read the second time, and referred as follows:  
S. B. No. 365: For the relief of the sureties of Theodore A. Wick, of Clarke county.  
To committee on Judiciary.  
S. B. No. 366: To authorize the issue of bonds by cities of the third grade of the second class, for work-house, city hall, and other purposes.  
To committee on Municipal Corporations.  
S. B. No. 367: To authorize certain cities to construct machine shops, and issue bonds therefor.  
Mr. Sinks moved that the constitutional rule requiring bills to be read on three different days be dispensed with, that said bill (S. B. No. 367) may be read the third time.  
On which motion the yeas and nays were taken, and resulted—yeas 27, nays none, as follows:  
Those who voted in the affirmative were—  
Messrs. Atkinson, Beebe, Cline, Creamer, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Mounts, O'Hagan, Perkins, Pollard, Pond, Pringle, Richards, Sinks, Sullivan, Tyler, Van Cleaf, and Wilkins of Tuscarawas—27.  
So the motion was agreed to, and the constitutional rule dispensed with.  
Said bill was referred to a select committee of one—Mr. Sinks.  
The following bill was read the second time, and referred to the committee on Agriculture:

H. B. No. 860: To authorize the transfer of funds arising from the tax on dogs in Union county, Ohio.

H. B. No. 678: To amend section 2580 of the Revised Statutes of Ohio—was read the second time.

Mr. Richards moved that the constitutional rule requiring bills to be read on three different days be dispensed with, that said H. B. No. 678 may be read the third time.

On which motion the yeas and nays were demanded, taken, and resulted—yeas 31, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Beer, Cline, Creamer, Eggleston, Entrekin, Fleischmann, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Mounts, O'Hagan, Perkins, Pollard, Pond, Pringle, Richards, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—31.

So the motion was agreed to, and the constitutional rule dispensed with.

Said bill was engrossed at the Clerk's desk and read the third time.

Mr. Richards moved to refer said bill (H. B. No. 678) to a select committee of one, with instructions to amend as follows:

Insert in line 6, after the word "grade," the following: "the term of office of such superintendent shall be four years and."

Which was agreed to.

The President appointed Mr. Richards such committee, who reported the bill back amended as instructed.

The question then being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 30, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Beer, Carran, Cline, Creamer, Eggleston, Entrekin, Fleischmann, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Kelly, Kirby of Hamilton, Kirby of Wyandot, Mounts, Perkins, Pollard, Pond, Pringle, Richards, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—30.

So the bill passed The title was agreed to.

Bills were read the second time, and referred as follows:

H. B. No. 636: To amend section 6195 of the Revised Statutes of Ohio.

To committee on Judiciary.

H. B. No. 642: To amend and repeal section 5026 of the Revised Statutes of Ohio, which took effect January 1, 1881.

To committee on Judiciary.

H. B. No. 544: To amend section 4162 of the Revised Statutes of Ohio.

To committee on Judiciary.

Mr. Van Cleaf submitted the following report:

The committee on Revision has examined, and found correctly engrossed S. B. Nos. 306, 348 and 286.

A. R. VAN CLEAF,  
A. R. CREAMER,  
E. N. HARTSHORN.

S. B. No. 253: To amend sections 1599 and 1605 of the Revised Statutes of Ohio—was read the third time.

Mr. Hollingsworth moved to refer said bill (S. B. No. 253) to a select committee of one, with instructions to amend as follows:

Add to section 3 the following: "But this act shall not apply to or control proceedings already commenced to annex territory to any municipal corporation."

Which was agreed to.

The President appointed Mr. Hollingsworth such committee, who reported the bill back amended as instructed.

The question then being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 29, nays 1, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Beer, Carran, Cline, Eggleston, Entrekin, Fleischmann, Harper, Hartshorn, Hitchcock, Horr, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Mounts, O'Hagan, Parker, Perkins, Pollard, Pond, Richards, Sinks, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—29.

Mr. Creamer voted in the negative.

So the bill passed. The title was agreed to.

S. B. No. 286: To amend sections 1071 and 1074 of the Revised Statutes of Ohio—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 25, nays 1, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Creamer, Eggleston, Entrekin, Fleischmann, Hartshorn, Hitchcock, Horr, Hollingsworth, Kelly, Kirby of Hamilton, Kirby of Wyandot, Mounts, O'Hagan, Perkins, Pond, Pringle, Richards, Sinks, Strong, Sullivan, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—25.

Mr. Saltzgaber voted in the negative.

So the bill passed.

The title was amended by striking out the figures "1074" and inserting "1073," and was then agreed to.

Mr. Entrekin submitted the following report:

The committee on Revision has examined, and found correctly engrossed, S. B. Nos. 334, 341 and 338.

JOHN C. ENTREKIN,  
A. R. CREAMER,  
E. N. HARTSHORN.

S. B. No. 348: To authorize the commissioners of Montgomery county to build a monument or other memorial to perpetuate the memory of soldiers from said county who died in the service of their country—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 27, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Carran, Cline, Creamer, Eggleston, Entrekin, Fleischmann, Harper, Hartshorn, Horr, Hollingsworth, Jackson, Kirby of Hamilton, Kirby of Wyandot, Mounts, Perkins, Pollard, Pond, Pringle, Richards, Sinks, Strong, Sullivan, Tyler, Van Cleaf, and Wilkins of Tuscarawas—27.

So the bill passed.

The title was amended as follows:

Strike out "Montgomery" and insert in its stead the word "any."

Strike out of the third line the words "from said county, who died in the service of their country," and insert in lieu thereof the words "who served in the Union army during the late rebellion."

The title was then agreed to.

S. B. No. 297: To amend sections 3033, 3034, 3035, 3036, 3037, 3038, 3039, 3046, 3071, 3075, 3078, 3031, 3032 of the Revised Statutes of Ohio—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 28, nays 1, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Carlisle, Cline, Creamer, Eggleston, Entrekin, Fleischmann, Harper, Hartshorn, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Mounts, O'Hagan, Perkins, Pollard, Pond, Pringle, Richards, Sinks, Strong, Sullivan, Tyler, and Wilkins of Fulton—28.

Mr. Hitchcock voted in the negative.

So the bill passed. The title was agreed to.

Mr. Hartshorn, on leave, submitted the following report:

The committee on Schools and School Lands, to whom was referred H. B. No. 210: To provide for the election of members of the board of education in certain cities—having had the same under consideration, report it back without recommendation.

E. N. HARTSHORN,	A. R. VAN CLEAF,
L. HARPER,	WM. C. CLINE,
H. E. O'HAGAN,	T. J. PRINGLE.
THOS. M. BEER,	

Said bill was read the third time.

Mr. Carran moved to refer said bill (H. B. No. 210) to a select committee of one, with instructions to amend as follows:

Strike out, in lines 2 and 3, "65,000," and insert "100,000."

On which motion the yeas and nays were demanded, taken, and resulted—yeas 15, nays 10, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Carran, Entrekin, Hitchcock, Horr, Hollingsworth, Kelly, Kirby of Wyandot, Perkins, Pollard, Pond, Pringle, Saltzgaber, Sinks, and Strong—15.

Those who voted in the negative were—

Messrs. Atkinson, Carlisle, Cline, Creamer, Harper, Hartshorn, Mounts, Tyler, Van Cleaf and Wilkins of Fulton—10.

So the motion was agreed to.

The President appointed Mr. Carran such committee, who reported the bill back amended as instructed.

Mr. Wilkins of Fulton moved to refer said bill (Sub. for H. B. No. 210) to a select committee of one, with instructions to amend as follows:

After the word "Columbus" in line 1, section 4, insert the word "Toledo."

Which was agreed to.

The President appointed Mr. Wilkins of Fulton such committee, who reported the bill back amended as instructed.

Mr. Hartshorn moved to refer said bill (H. B. No. 210) to a select committee of one, with instructions to amend as follows:

In section 1, after "Canton," insert "Youngstown."

Which was agreed to.

The President appointed Mr. Hartshorn such committee, who reported the bill back amended as instructed.

Mr. Eggleston moved to recommit the bill to the committee on Schools and School Lands, to consider amendments and order the bill printed as amended.

Mr. Richards moved to indefinitely postpone said bill.

Which was agreed to.

On motion of Mr. Van Cleaf, the Senate took a recess.

THREE O'CLOCK P.M.

Mr. Beer, on leave, submitted the following report:

The committee on Finance, to whom was referred H. B. No. 768: To authorize the commissioners of Portage county to build fire-proof addition, and to remodel and repair the present court house in said county, and to issue bonds therefor—having had the same under consideration, report it back, and recommend its passage.

THOS. M. BEER,	P. HITCHCOCK,
D. D. BEEBE,	B. EGGLESTON,
C. S. PARKER,	GEO. P. TYLER.
B. WILKINS,	

Said bill was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 34, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Beer, Carlisle Carran, Cline, Creamer, Eggleston, Fleischmann, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Mounts, O'Hagan, Parker, Perkins, Pollard, Pond, Pringle, Richards, Saltzgaber, Sinks, Sullivan, Tyler, Van Cleaf, and Wilkins of Tuscarawas—32.

So the bill passed. The title was agreed to.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The following bills have been introduced in the House of Representatives, and read the first time:

H. B. No. 861—Mr. Estill: To establish a special school district in Killbuck township, Holmes county, Ohio.

H. B. No. 862—Mr. Decker: To authorize the board of education of Green Springs school district, in Seneca and Sandusky counties, Ohio, to issue bonds and to levy a tax for the payment of the same, to erect and furnish additional school buildings.

H. B. No. 863—Mr. Hume: To amend section 4367 of the Revised Statutes of Ohio.

H. B. No. 864—Mr. Kerr: To amend section 117 of the Revised Statutes of Ohio.

Attest:

D. J. EDWARDS, *Clerk.*

## MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has passed the following bills, in which the concurrence of the Senate is requested:

H. B. No. 664—Mr. Hill of Hamilton (by request): To amend section 3479 of the Revised Statutes.

H. B. No. 536—Mr. Tyler of Licking: To amend section 2451 of the Revised Statutes.

H. B. No. 621—Mr. Greene: To amend section 700 of the Revised Statutes of Ohio.

H. B. No. 579—Mr. Clement: To amend sections 2519, 2522, and 2527 of the Revised Statutes of Ohio, and to authorize cemetery trustees to receive and hold in trust money that may be given for the purpose of keeping in order cemetery lots.

H. B. No. 675—Mr. Greene: To provide for securing a site and the erection thereon of a suitable building for an asylum for the epileptic insane.

Attest:

D. J. EDWARDS, *Clerk.*

Said bills were read the first time.

Mr. Pollard submitted the following report:

The joint committee on Enrollment have examined, and found correctly enrolled, the following bills:

H. B. No. 530: To amend section 2803 of the Revised Statutes of Ohio.

H. B. No. 522: Authorizing cities of the second class, with a certain population, to build and dispose of railroad shops by issuing bonds as provided.

H. B. No. 632: To authorize the commissioners of Brown county to redeem the unpaid bonds issued for the construction of the Ripley and Straight Creek free turnpike road improvement in said county, to issue bonds, and to levy a tax for the payment of the same, and to equalize the assessments on said roads.

H. B. No. 697: To amend section 1706 of the Revised Statutes of Ohio.

L. M. STRONG,  
J. K. POLLARD,  
H. R. SMITH,

C. R. HARMON,  
W. T. WALLACE,  
JOHN F. LOCKE.

Mr. Pollard submitted the following report:

The joint committee on Enrollment have examined, and found correctly enrolled, the following bills:

S. B. No. 277: To authorize and empower the village council of the incorporated village of Coshocton, in the county of Coshocton, Ohio, to transfer certain money from the police fund and right of way fund, to the building fund and light fund in said village.

S. B. No. 358: To authorize the village of Jamestown, Greene county, Ohio, to build a fire engine hall, and to issue bonds for the same.

S. B. No. 268: To amend section 95 of the Revised Statutes of Ohio.

H. B. No. 678: To amend section 2580 of the Revised Statutes of Ohio.

D. A. HOLLINGSWORTH,	C. R. HARMON,
J. K. POLLARD,	W. T. WALLACE,
H. R. SMITH,	J. L. CORYELL.
JOHN F. LOCKE,	

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The Speaker of the House of Representatives has, in the presence of the House, signed the following bill:

H. B. No. 678: To amend section 2580 of the Revised Statutes of Ohio.

Attest:

D. J. EDWARDS, *Clerk.*

The President of the Senate, in the presence of the Senate, signed said bill.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has concurred in the passage of the following bill:

S. B. No. 271: To amend section one of an act to provide compensation for members of county, city, and State boards of equalization for the equalization of appraisement of real estate appraised in 1880, passed April 15, 1880.

Attest:

D. J. EDWARDS, *Clerk.*

Mr. Carran presented the petition of James M. Hoyt, and 889 other citizens of Cuyahoga and Ashtabula counties, in favor of the passage of the Stubbs bill.

Which was referred to the committee of the whole Senate.

On motion of Mr. Beer, H. B. No. 681, the special order for this hour, was informally passed.

On motion of Mr. Pond, S. B. No. 311 was taken from the table.

Mr. Pond moved to refer said bill (S. B. No. 311) to a select committee of one, with instructions to amend as follows:

Strike out the word "passage," in line 3 of section 1, and insert in lieu thereof the words "taking effect."

Which was agreed to.

The President appointed Mr. Pond such committee, who reported the bill back amended as instructed.

Mr. Saltzgeber moved to reconsider the vote by which the amendment offered by Mr. Wilkins of Tuscarawas was agreed to.

On which motion the yeas and nays were demanded, taken and resulted—yeas 14, nays 18, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Carlisle, Carran, Creamer, Harper, Hitchcock, Hol-

llingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, O'Hagan, Parker, and Saltzgaber—14.

Those who voted in the negative were—

Messrs. Beebe, Beer, Cline, Eggleston, Fleischmann, Hartshorn, Horr, Mounts, Perkins, Pollard, Pond, Pringle, Richards, Sinks, Sullivan, Tyler, Van Cleaf, and Wilkins of Tuscarawas—18.

So the motion was disagreed to.

The question then being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 21, nays 14, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Beer, Carran, Cline, Creamer, Eggleston, Fleischmann, Hartshorn, Horr, Hollingsworth, Jackson, Kelly, Moore, Mounts, Perkins, Pollard, Pond, Pringle, Richards, Sinks, and Strong—21.

Those who voted in the negative were—

Messrs. Atkinson, Carlisle, Harper, Hitchcock, Kirby of Hamilton, Kirby of Wyandot, O'Hagan, Parker, Saltzgaber, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—14.

So the bill passed. The title was agreed to.

S. B. No. 336: To amend section 656½ of the Revised Statutes of Ohio—was read the third time.

Mr. Atkinson moved to refer said bill (S. B. No. 336) to a select committee of one, with instructions to amend as follows:

In section 1, line 5, strike out the word "fifty" and insert the words "seventy five."

Which was disagreed to.

Mr. Creamer moved to refer said bill (S. B. No. 336) to a select committee of one, with instructions to amend as follows:

Strike out "fifty" in 5th line thereof, and insert instead thereof "seventy five."

And in line 6 strike out "day" and insert "trial."

Which was disagreed to.

The question then being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 20, nays 11, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Carlisle, Cline, Harper, Hartshorn, Kirby of Hamilton, Kirby of Wyandot, Moore, O'Hagan, Parker, Perkins, Pollard, Richards, Saltzgaber, Sinks, Sullivan, Tyler, Van Cleaf, and Wilkins of Tuscarawas—20.

Those who voted in the negative were—

Messrs. Creamer, Eggleston, Entrekin, Fleischmann, Hitchcock, Horr, Jackson, Mounts, Pond, Pringle, and Strong—11.

So the bill passed. The title was agreed to.

Mr. Beer moved to take up H. B. No. 681, special order.

Which was agreed to.

Mr. Beer moved that the amendments be taken up separately.

Which was agreed to.

Amendment No. 1 was agreed to.

Mr. Hitchcock moved to amend amendments Nos. 2 and 3 by striking out all after the words "as expended."

Which was agreed to, and the amendments were then agreed to.

Amendment No. 4 was agreed to.

Amendment No. 5 was agreed to.

Amendment No. 6 was agreed to.

Amendment No. 7 was agreed to.



Mr. Hitchcock moved to amend amendment 8 by striking out all after the words "as expended," in line 2, and adding the word "as" in line 85 of the bill.

Which was agreed to.

The amendment was then agreed to.

Amendment No. 9 was agreed to.

Amendment No. 10 was agreed to.

Amendment No. 11 was agreed to.

Amendments Nos. 12, 13, 14, 15, 16, 17, 18, and 19 were agreed to.

Mr. Hitchcock moved that the Senate resolve itself into committee of the Whole to consider H. B. No. 681.

Which was agreed to.

The President *pro tem* called Mr. Hitchcock to the chair.

After considering said bill, the committee of the whole Senate rose, and Mr. Hitchcock made the following report:

The committee of the whole Senate, to whom was referred H. B. No. 681: Making appropriations for the last three quarters of the fiscal year ending November 15, 1881, and the first quarter of the fiscal year ending February 15, 1882—having had the same under consideration, report it back with the following amendments, and recommend its passage when so amended:

1. Insert after the word "of," in line 18, the word "chief."
2. After the word "dollars," in line 145 of section 1, insert the words "for salary of clerk, fifteen hundred dollars (\$1,500.00)"
3. In line 142 strike out the words "one thousand," and insert "fifteen hundred."
4. After line 108 insert, "For salary of actuary, two hundred and fifty dollars (\$250.00)"
5. In lines 48 and 49 strike out the word and figure "six (6)," and insert in lieu thereof the word and figure "seven (7)."

Said amendments were agreed to.

Mr. Van Cleaf moved that said H. B. No. 681 be placed on the calendar for third reading to-morrow.

On which motion the yeas and nays were demanded, taken, and resulted—yeas 17, nays 17, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Cline, Harper, Hartshorn, Hitchcock, Hollingsworth, Jackson, Moore, Perkins, Pond, Richards, Sinks, Strong, Sullivan, Van Cleaf, and Wilkins of Fulton—17.

Those who voted in the negative were—

Messrs. Beebe, Carlisle, Carran, Creamer, Eggleston, Entrekin, Fleischmann, Horr, Kelly, Kirroy of Hamilton, Mounts, O'Hagan, Parker, Pollard, Pringle, Tyler, and Wilkins of Tuscarawas—17.

So the motion was disagreed to.

Mr. Beer moved that said bill be read the third time.

On which motion the yeas and nays were demanded, taken and resulted—yeas 13, nays 18, as follows:

Those who voted in the affirmative were—

Messrs. Beer, Carran, Creamer, Eggleston, Fleischmann, Horr, Mounts, O'Hagan, Parker, Pollard, Pringle, Tyler, and Wilkins of Tuscarawas—13

Those who voted in the negative were—

Messrs. Atkinson, Beebe, Cline, Harper, Hartshorn, Hitchcock, Hol-

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lingsworth, Jackson, Kirby of Hamilton. Moore, Perkins, Pond, Richards, Sinks, Strong, Sullivan, Van Cleaf, and Wilkins of Fulton—18.

So the motion was disagreed to.

On motion of Mr. Jackson, said bill was set for third reading at 11 o'clock a.m. to-morrow.

On motion of Mr. Pond, the order of business of reports of standing committees was taken up.

Mr. Pond submitted the following report:

The committee on Judiciary, to whom was referred H. B. No. 320: To amend sections 6944, 7032, and 7033 of the Revised Statutes of Ohio—having had the same under consideration, report it back, and recommend its passage.

F. B. POND,	LYMAN J. JACKSON,
T. J. PRINGLE,	D. A. HOLLINGSWORTH.
G. M. SALTZGABER,	

Said bill was ordered to be read the third time on next Wednesday.

Mr. Pond submitted the following report:

The committee on Judiciary, to whom was referred S. B. No. 330: To authorize the city council of the city of Lancaster to issue bonds for the purpose of improving and extending the water works of said city—having had the same under consideration, report it back, and recommend its passage.

F. B. POND,	D. A. HOLLINGSWORTH,
THOS. J. CARRAN,	T. J. PRINGLE.
LYMAN J. JACKSON,	

Said bill was ordered to be engrossed, and read the third time to-morrow.

Mr. Pond submitted the following report:

The committee on Judiciary, to whom was referred S. B. No. 347: To amend section 6762 of the Revised Statutes of Ohio—having had the same under consideration, report it back, and recommend its passage.

F. B. POND,	D. A. HOLLINGSWORTH,
T. J. PRINGLE,	LYMAN J. JACKSON.

Said bill was ordered to be engrossed and read the third time to-morrow.

Mr. Eggleston submitted the following report:

The committee on Finance, to whom was referred H. B. No. 786: Appropriating money for the support of Longview Asylum, and the payment of salaries of officers therein—having had the same under consideration, report it back, and recommend its passage.

THOS. M. BEER,	P. HITCHCOCK,
B. WILKINS,	GEO. P. TYLER,
D. D. BEEBE,	B. EGGLESTON.

Said bill was ordered to be read the third time to-morrow.

Mr. Van Cleaf submitted the following report:

The committee on Municipal Corporations, to whom was referred H. B. No. 694: To authorize the council of the city of Xenia to sell the city

hospital property in said city—having had the same under consideration, report it back, and recommend its passage.

A. R. VAN CLEAF,	B. EGGLESTON,
H. E. O'HAGAN,	G. M. SALTZGABER.
CHAS. FLEISCHMANN,	

Said bill was ordered to be read the third time to-morrow.

Mr. Van Cleaf submitted the following report:

The committee on Municipal Corporations, to whom was referred S. B. No. 366: To authorize the issue of bonds by cities of the third grade of the second class, for market house, city hall, and other purposes—having had the same under consideration, report it back, and recommend its passage.

A. R. VAN CLEAF,	B. EGGLESTON,
H. E. O'HAGAN,	CHAS. FLEISCHMANN.
G. M. SALTZGABER,	

Said bill was ordered to be engrossed, and read the third time to-morrow.

Mr. Fleischmann submitted the following report:

The committee on Municipal Corporations, to whom was referred S. B. No. 248: To amend section one of an act entitled "an act to provide for the relief of disabled firemen in cities of the second grade of the first class," passed April 17, 1880—having had the same under consideration, report it back, and recommend its passage.

CHAS. FLEISCHMANN,	P. HITCHCOCK,
B. EGGLESTON,	A. R. VAN CLEAF,
G. M. SALTZGABER,	H. E. O'HAGAN.
THOMAS J. CARRAN,	

Said bill was ordered to be engrossed, and read the third time to-morrow.

Mr. Carran submitted the following report:

The committee on Municipal Corporations, to whom was referred S. B. No. 77: To permit cities of the first class to require railroad companies to erect safety gates at street crossings and tracks of such road—having had the same under consideration, report it back with following amendment, and recommend its passage:

In line 4, section 2, strike out, after the word "amount," the words "off the," and insert the following: "thereof from."

THOMAS J. CARRAN,	CHAS. FLEISCHMANN,
H. E. O'HAGAN,	P. HITCHCOCK,
A. R. VAN CLEAF,	G. M. SALTZGABER.
B. EGGLESTON,	

Said amendment was agreed to.

Said bill was ordered to be engrossed, and read the third time on next Wednesday.

Mr. O'Hagan submitted the following report:

The committee on Municipal Corporations, to whom was referred H. B. No. 662: To authorize the council of the village of Marysville to

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issue bonds to pay for a steam fire engine—having had the same under consideration, report it back, and recommend its passage.

H. E. O'HAGAN,	B. EGGLESTON,
A. R. VAN CLEAF,	THOS. J. CARRAN,
CHAS. FLEISCHMANN,	G. M. SALTZGABER.

Said bill was ordered to be read the third time to-morrow.

Mr. O'Hagan submitted the following report:

The committee on Municipal Corporations, to whom was referred H. B. No. 234: To amend section 2303 of the Revised Statutes of Ohio—having had the same under consideration, report it back, and recommend its passage.

H. E. O'HAGAN,	B. EGGLESTON,
A. R. VAN CLEAF,	THOMAS J. CARRAN,
CHAS. FLEISCHMANN,	G. M. SALTZGABER.

Said bill was ordered to be read the third time to-morrow.

Mr. Eggleston submitted the following report:

The committee on Municipal Corporations, to whom was referred S. B. No. 281: To authorize the issue of bonds by cities of the first grade of the first class for city infirmary purposes—having had the same under consideration, report it back with following amendments, and recommend its passage when so amended:

In section 1, line 10, strike out "eighty," and insert "twenty."

Strike out all of line 8, in section 2, after the word "pipe," and all of lines 9 and 10, and insert the following: "and all other materials and labor for the purpose of heating said building by steam."

B. EGGLESTON,	H. E. O'HAGAN,
CHAS. FLEISCHMANN,	A. R. VAN CLEAF.

Said amendments were agreed to.

Said bill was ordered to be engrossed, and read the third time to-morrow.

Mr. Beebe submitted the following report:

The committee on Roads and Highways, to whom was referred H. B. No. 755: To authorize the trustees of Cadiz township, Harrison county, Ohio, to improve the street and road leading to the township cemetery—having had the same under consideration, report it back, and recommend its passage.

D. D. BEEBE,	J. K. POLLARD.
JOSIAH KIRBY,	FRANK M. ATKINSON,
B. W. CARLISLE,	P. HITCHCOCK.

Said bill was ordered to be read the third time to-morrow.

Mr. Van Cleaf submitted the following report:

The committee on Schools and School Lands, to whom was referred H. B. No. 737: To increase the levy for the purpose of continuing the schools in the special school districts of Nelsonville and Coolville, in Athens county—having had the same under consideration, report it back, and recommend its passage.

A. R. VAN CLEAF,	L. HARPER,
E. N. HARTSHORN,	T. J. PRINGLE.

Said bill was ordered to be read the third time next Tuesday.

Mr. O'Hagan submitted the following report :

The committee on Schools and School Lands, to whom was referred H. B. No. 617: Supplementary to an act entitled "an act to amend an act entitled an act to amend the act entitled an act to create and establish a common school fund in part of the county of Warren, composed of the Virginia Military District." passed February 20, 1834, passed April 30, 1868 (O. L., vol. 65, p. 259)—having had the same under consideration, report it back, and recommend its passage.

E. N. HARTSHORN,	H. E. O'HAGAN,
WM. C. CLINE,	THOS. M. BEER,
L. HARPER,	T. J. PRINGLE.
A. R. VAN CLEAF,	

Said bill was ordered to be read the third time on next Saturday.

Mr. Hartshorn submitted the following report :

The committee on Common Schools and School Lands, to whom was referred S. B. No. 362: To amend section 4073 of the Revised Statutes of Ohio—having had the same under consideration, report it back and recommend its passage.

E. N. HARTSHORN,	H. E. O'HAGAN,
L. HARPER,	THOS. M. BEER,
W. C. CLINE,	T. J. PRINGLE.
A. R. VAN CLEAF,	

Said bill was ordered to be engrossed, and read the third time next Saturday.

Mr. Carlisle submitted the following report :

The committee on Agriculture, to whom was referred H. B. No. 669: To prevent fraud in the manufacture and sale of commercial fertilizers—having had the same under consideration, report it back, with following amendments, and recommend its passage when so amended :

At the end of section 4446a insert, "in an available form, (soluble or reverted), as well as the total phosphoric acid."

In line 3, section 4446c, strike out "April" and insert "May."

Add at end of section 4446c, "provided, that whenever the manufacturer or importer shall have paid the license fee herein required for any person acting as such manufacturer or importer, such agents shall not be required to pay the fee named in this section."

Add to section 4446a, "at least one analysis of each fertilizer sold shall be annually made."

At the end of section 2, strike out "its passage," and insert "the first day of May, 1881."

B. W. CARLISLE,	R. G. RICHARDS,
J. K. POLLARD,	CHAS. FLEISCHMANN,
P. HITCHCOCK,	J. J. SULLIVAN.

Said amendments were agreed to.

Said bill was ordered to be engrossed, and read the third time to-morrow.

Mr. Creamer submitted the following report :

The committee on Geological Survey, to whom was referred H. J. R. No. 106: To distribute 5,000 copies of sections of the geological atlas—having had the same under consideration, report it back, and recommend its adoption.

A. R. CREAMER,
F. M. ATKINSON,
T. J. PRINGLE.

Said resolution was postponed until to-morrow.

Mr. Perkins submitted the following report :

The committee on Penitentiary, to whom was referred H. B. No. 442: To amend section 7421 of the Revised Statutes—having had the same under consideration, report it back, and recommend its passage.

H. B. PERKINS,	GEO. P. TYLER,
JOSIAH KIRBY,	B. WILKINS,
R. A. HORR,	J. J. SULLIVAN.
T. J. PRINGLE,	

Said bill was ordered to be read the third time to-morrow.

Mr. Sinks submitted the following report :

The committee on Fees and Salaries, to whom was referred S. B. No. 300: To amend sections 1260, 1261, 1262, and 1263 of the Revised Statutes of Ohio—having had the same under consideration, report it back with following amendments, and recommend its passage when so amended:

Strike out all after the enacting clause, and insert the following :

“That sections 1260, 1261, 1262 and 1263 of the Revised Statutes of Ohio be so amended as to read as follows:

“Section 1260. The clerk, for services hereinafter specified, when rendered, receive the fees herein provided and no more: He shall administer oaths in pension and bounty cases without compensation; docketing each cause in appearance docket, four cents; indexing each cause in same, direct and reverse, four cents for each name; entering the voluntary appearance of plaintiffs and defendants, four cents each; filing and posting each paper or document, four cents; taking each affidavit, eight cents; issuing each writ or order, except subpoena, wherein the number of words does not exceed three hundred, twenty five cents, and where the number of words exceeds three hundred, twelve cents for each hundred words; taking an undertaking, bond or recognizance, twenty-five cents; taking justification of bail on notice, thirty-five cents; entering return of each writ or order, except executions and subpoenas, four cents; impaneling a jury in each cause tried by a jury, and administering the oath twelve cents; issuing venire for jury, to be charged in each case wherein there is an issue made up, fifteen cents each term; striking each special jury and issuing venire for same, one dollar; calling and entering each tales juror, four cents; certificate to each tales juror for his fees, four cents; issuing a subpoena, eight cents for the first and four cents for each additional name therein; swearing each witness, four cents; entering attendance of each witness, four cents each day; certificate to each witness in criminal cases for his fees, four cents; certificate of qualification of a witness for grand jury, four cents; entering each cause on the bar and court calendar of each term, four cents each; indexing each cause, four cents for each term the same remains on the docket; entering an order, judgment or other entry on the journal, twelve cents for each hundred words; posting the same on the appearance docket, eight cents; indexing same in journal, four cents; entering an assignment of a judgment or final order, eight cents; entering satisfaction of same, eight cents; entering continuance, dismissal or settlement of a case, eight cents; entering on journal the finding of an indictment, eight cents; polling a jury when required, twenty-five cents; drawing a cost bill, twenty-five cents; making up a complete record in each cause, twelve cents for each hundred words; making copies of process, pleadings, records, files, or any proceeding in a cause, with the seal annexed, when required by a party or the law, twelve cents for each hundred words; for indexing judgments and final orders, for each case, fifteen cents; docket-

ing each execution, four cents; making direct and reverse index to each execution issued, eight cents; entering and recording the return of an execution, where the number of words does not exceed one hundred, twelve cents, and for each additional hundred words, twelve cents; each certificate, with the seal of the court annexed (except when affixed to a copy) required by a party or the law, thirty-five cents; for each certificate to which the seal of the court is not required and not herein otherwise provided for, fifteen cents; for search of files, records, or docketts (except for a party or an attorney), ten cents; for taking and entering a declaration of intention to become a citizen of the United States, and for a certified copy of such entry under seal of the court, twenty cents; entering the final admission of an alien to the rights of citizenship, and for a certified copy thereof under the seal of the court, twenty cents; issuing any license ordered by the court, forty cents; receiving poll books of justices of election, certifying elections therefrom, administering oath, and entering the same of record, seventy-five cents, to be paid by each justice on receiving his commission; receiving and disbursing money (other than costs and fees), paid over to such clerks in pursuance of an order of court or on judgments, and which has not been collected by the sheriff or other proper officer on order or execution, to be taxed against the party charged with the payment of such money, a commission of one per centum on the first thousand dollars, and one-fourth of one per centum on all exceeding one thousand dollars.

"Section 1261. The fees accruing to the clerk for services rendered by him in any criminal cause, where in the state fails to convict or collect the costs, after due and diligent effort made therefor, shall be paid out of the county treasury on the warrant of the county auditor, which shall issue upon the certificate of said clerk, approved by the county commissioners; but no such certificate shall be approved by the county commissioners until said clerk shall make report to and settle with them as required by law.

"Section 1262. For drawing each grand jury and issuing a venire therefor, the clerk shall receive a fee of seventy-five cents; certifying for fees of each grand and petit juror, eight cents; and for all services rendered to the grand jury he shall receive the same fees as are allowed for in similar services in a cause pending in court, the same to be paid out of the county treasury in the same manner as the fees specified in the preceding section.

"Section 1263. The clerk shall receive from the treasurer, in the same manner as the fees specified in the last two preceding sections, the following fees: For making out abstracts for elections, except justices' elections, for each hundred words, twelve cents; each certificate with the seal of court attached to abstract, thirty-five cents; certifying for fees for judges and clerks of election, eight cents each; certifying the enumeration of white male citizens over the age of twenty-one years to the secretary of of state, seventy five cents; and for filling each list of such enumeration eight cents; appointing jurors to the several townships, copying the names and placing the same in the jury box, two dollars and fifty cents annually; making up and completing general indexes direct and reverse, of all judgments, final orders and decrees, eight cents for each name so indexed; making out lists of unclaimed costs and paying the same to the treasurer, five per centum on the amount of money paid; reporting annually to the county commissioners the amount of fines assessed by the court, seventy-five cents; reporting annually to the prosecuting

attorney the amount of fines and costs, collections thereon, etc., two dollars and fifty cents; reporting annually to auditor of state as to collection of costs in penitentiary cases, seventy-five cents; each civil jury list certified to county treasurer, forty cents.

"SEC. 2. That said original sections 1260, 1261, 1262, and 1263 be and are hereby repealed.

"SEC. 3. That this act take effect and be in force from and after its passage."

JNO. F. SINKS,	J. L. MOUNTS,
B. WILKINS,	F. B. POND,
FRANK M. ATKINSON,	J. C. ENTREKIN.
J. J. SULLIVAN.	

On motion of Mr. O'Hagan, said substitute for said bill was laid upon the table and ordered printed.

Mr. Beebe submitted the following report:

The committee on Railroads, Telegraphs, and Turnpikes, to whom was referred S. B. No. 320: To amend section 4916, and to repeal section 4914 of the Revised Statutes of Ohio—having had the same under consideration, report it back, and recommend its passage.

D. D. BEEBE,	D. A. HOLLINGSWORTH,
H. E. O'HAGAN.	GEO. P. TYLER.
B. W. CARLISLE,	

Said bill was ordered to be engrossed, and read the third time tomorrow.

Mr. Sullivan submitted the following report:

The committee on Fees and Salaries, to whom was referred S. R. No. 76: Allowing mileage to clerks and seageants at-arms—having had the same under consideration, report it back and recommend its adoption.

J. F. SINKS,	J. L. MOUNTS,
J. J. SULLIVAN,	B. WILKINS,
FRANK M. ATKINSON,	JOHN C. ENTREKIN.

On motion of Mr. Van Cleaf, said resolution was postponed until tomorrow.

Mr. Hollingsworth submitted the following report:

The committee on Privileges and Elections, to whom was referred H. B. No. 379: To repeal an act entitled "an act to divide the township of Findlay, Hancock county, into two election precincts," passed March 29, 1875, (Ohio Laws, volume 72, page 259)—having had the same under consideration, report it back, and recommend its passage.

D. A. HOLLINGSWORTH,	JOSIAH KIRBY,
T. J. PRINGLE,	LINDSEY KELLY,
M. H. KIRBY,	THOS. J. CARRAN.

Mr. Carran moved that said bill be read third time on next Saturday.

On which motion the yeas and nays were demanded, taken, and resulted—yeas 5, nays 17, as follows:

Those who voted in the affirmative were—

Messrs Cline, Eggleston, Entekin, Beer, Wilkins of Fulton—5.

Those who voted in the negative were—

Messrs. Fleischmann, Harper, Hartshorn, Horr, Hollingsworth, Kelly, Kirby of Hamilton, Mounts, O'Hagan, Parker, Perkins, Pollard, Richards, Salzgaber, Tyler, Van Cleaf, and Wilkins of Tuscarawas—17.

So the motion was disagreed to.

On motion of Mr. Hollingsworth, said bill was set for third reading tomorrow.



On motion of Mr. Hitchcock, the committee on Benevolent Institutions was relieved from further consideration of H. B. No. 609.

The following bills were introduced, on leave, and read the first time:  
S. B. No. 368—Mr. Pringle: To amend section 6862 of the Revised Statutes of Ohio.

S. B. No. 369—Mr. Tyler: To authorize the commissioners of Brown county to construct certain free turnpike roads.

S. B. No. 370—Mr. O'Hagan: To amend section 1 of an act entitled an act to authorize certain townships to build railroads and to lease or operate the same," passed April 15, 1880. (Ohio Laws, volume 77, page 255)

S. B. No. 371—Mr. Creamer: To amend section 4796 of the Revised Statutes of Ohio.

S. B. No. 372—Mr. Harper: To amend section 6338 of the Revised Statutes of Ohio.

Mr. Wilkins of Tuscarawas moved that the Senate adjourn.

On which motion the yeas and nays were demanded, taken, and resulted—yeas 20, nays 12, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Carlisle, Carran, Cline, Eggleston, Fleischmann, Horr, Hollingsworth, Kirby of Hamilton, Moore, Parker, Perkins, Pollard, Richards, Saltzgaber, Sinks, Strong, Van Cleaf Wilkins of Fulton, and Wilkins of Tuscarawas—20.

Those who voted in the negative were—

Messrs. Beebe, Beer, Creamer, Harper, Hartshorn, Hitchcock, Kelly, Mounts, O'Hagan, Pond, Pringle, and Tyler—12.

So the motion was agreed to, and the Senate adjourned.

Attest:

J. C. DONALDSON, *Clerk.*

FRIDAY, March 11, 1881—10 O'CLOCK A.M.

The Senate met pursuant to adjournment.

Prayer by Rev. J. M. Trimble.

The Journal was read and approved.

Mr. Van Cleaf submitted the following report:

The committee on Revision have examined, and found correctly engrossed, S. B. Nos. 330, 311, and re-engrossed H. B. No. 681.

A. R. VAN CLEAF,  
A. R. CREAMER,  
F. N. HARTSHORN.

Mr. Creamer submitted the following report:

The committee on Revision have examined, and found correctly engrossed, S. B. Nos. 77, 347, 288, 362, 281, and 366.

A. R. CREAMER,  
A. R. VAN CLEAF,  
F. N. HARTSHORN.

Mr. Carran presented the petition of Rev. T. Y. Gardner and 18 other citizens of Summit county, in favor of the passage of the Stubbs bill.

Which was referred to the committee of the whole Senate.

Mr. Carran presented the petition of Theodore Braunech, and 50 other citizens of Cuyahoga county, in favor of the passage of the Stubbs bill.

Which was referred to the committee of the whole Senate.

Mr. Parker presented the remonstrance of George Lamkin and 100 other citizens of Norwalk, Huron county, against the passage of S. B. No. 352.

Which was referred to the committee on Railroads, Turnpikes, and Telegraphs.

Bills were read the second time and referred as follows:

H. B. No. 579: To amend sections 2519, 2522, and 2527 of the Revised Statutes, and to authorize cemetery trustees to receive and hold in trust money that may be given for the purpose of keeping in order cemetery lots.

To committee on Municipal Corporations.

H. B. No. 675: To provide for securing a site, and the erection thereon, a suitable building for an asylum for the epileptic insane.

To committee on Benevolent Institutions.

H. B. No. 621: To amend section 700 of the Revised Statutes of Ohio.

To committee on Benevolent Institutions.

H. B. No. 664: To amend section 3479 of the Revised Statutes.

To committee on Agriculture.

H. B. No. 536: To amend section 2451 of the Revised Statutes.

To committee on Municipal Corporations.

S. B. No. 400: To empower the Supreme Court to review former decisions in certain cases—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 12, nays 16, as follows:

Those who voted in the affirmative were—

Messrs. Carlisle, Eggleston, Hartshorn, Hitchcock, Kirby of Wyandot, Moore, Pond, Richards, Saltzgaber, Strong, Sullivan, and Tyler—12.

Those who voted in the negative were—

Messrs. Atkinson, Beebe, Carran, Cline, Creamer, Entrekin, Fleischmann, Harper, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Mounts, Pollard, and Van Cleaf—16.

So the bill was lost.

On motion of Mr. Pond, S. B. No. 265 was informally passed.

On motion of Mr. Hitchcock, the special order for this hour (H. B. No. 681) was taken up.

Said bill was read the third time.

Mr. Hitchcock moved to refer said bill (H. B. No. 681) to a select committee of one, with instructions to amend as follows:

In lines 11, 14, and 89, strike out "vouchers," and insert "requisitions."

Which was agreed to.

The President *pro tem.* appointed Mr. Hitchcock such committee, who reported the bill back amended as instructed.

Mr. Van Cleaf moved to refer said bill (H. B. No. 671) to a select committee of one, with instructions to amend as follows:

Strike out line 146, section 1.

On which motion the yeas and nays were demanded, taken, and resulted—yeas 16, nays 7, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carlisle, Carran, Cline, Creamer, Eggleston,

Entrekin, Jackson, Kirby of Wyandot, Parker, Perkins, Strong, Sullivan, Tyler, and Van Cleaf—16.

Those who voted in the negative were—

Messrs. Hartshorn, Hitchcock, Horr, Moore, Mounts, Pond, and Richards—7.

So the motion was agreed to.

The President *pro tem.* appointed Mr. Van Cleaf such committee, who reported the bill back amended as instructed.

Mr. Beer moved to refer to a select committee of one, with instructions to amend as follows:

Strike out lines 132, 133, 134, 135, 136, and 137, and insert same lines after line 236.

Which was agreed to.

The President *pro tem.* appointed Mr. Beer such committee, who reported the bill back amended as instructed.

The question then being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 29, nays 2, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Beer, Carlisle, Carran, Cline, Creamer, Eggleston, Entrekin, Fleischmann, Harper, Hartshorn, Hitchcock, Horr, Jackson, Kirby of Hamilton, Kirby of Wyandot, Moore, Mounts, Parker, Perkins, Pollard, Pond, Richards, Sinks, Strong, Sullivan, Tyler, and Van Cleaf—29.

Those who voted in the negative were—

Messrs. Hollingsworth and Saltzgaber—2.

So the bill passed. The title was agreed to.

Mr. Hartshorn submitted the following report:

The select committee of one, to whom was referred S. B. No. 342: To amend section 3908 of the Revised Statutes of Ohio—having had the same under consideration, report it back with following amendment, and recommend its passage when so amended:

After the word "year," in line 19, add the words "Provided, that in villages divided into wards or election precincts, the council shall apportion for school election purposes the territory attached, but beyond the village limits, to the several wards or election precincts."

E. N. HARTSHORN.

Said amendment was agreed to.

The question then being "Shall the bill pass?" the yeas and nays were ordered taken, and resulted—yeas 11, nays 13, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Cline, Entrekin, Hartshorn, Kirby of Wyandot, Mounts, Parker, Pollard, Richards, Sinks, and Van Cleaf—11.

Those voted in the negative were—

Messrs. Carlisle, Creamer, Eggleston, Harper, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Moore, Saltzgaber, Strong, and Sullivan—13.

So the bill was lost.

Mr. Hartshorn moved to reconsider the vote by which said bill was lost.

Which was disagreed to.

## MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives requests the return of

H. B. No. 675—Mr. Greene: To provide for securing a site, and the erection thereon, a suitable building for an asylum for the epileptic insane.

Attest:

D. J. EDWARDS, *Clerk*.

On motion of Mr. Pond, the committee on Benevolent Institutions was discharged from consideration of said bill.

Mr. Carlisle moved that the request of the House be acceded to, and said bill returned.

Which was agreed to.

Mr. Sinks submitted the following report:

The select committee of one, to whom was referred S. B. No. 367: To authorize certain cities to construct machine shops and issue bonds therefor—having had the same under consideration, report it back, and recommend its passage.

JNO. F. SINKS.

Said bill was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 21, nays 4, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Carlisle, Cline, Eggleston, Fleischmann, Harper, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Moore, Mounts, Parker, Perkins, Pollard, Sinks, Sullivan, and Tyler—21.

Those who voted in the negative were—

Messrs. Carran, Hitchcock, Pond, and Richards—4.

So the bill passed. The title was agreed to.

On motion of Mr. Hollingsworth, the Senate took a recess until 2:30 o'clock p.m.

## HALF-PAST TWO O'CLOCK P.M.

H. J. R. No. 103: Relative to the occupancy of the road-bed of the Ohio Railroad Company by the Lake Erie and Western Railroad Company—was taken up.

The question being on the adoption of said resolution, the yeas and nays were ordered, taken, and resulted—yeas 21, nays 3, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Creamer, Eggleston, Harper, Hitchcock, Horr, Hollingsworth, Kirby of Hamilton, Kirby of Wyandot, Moore, Mounts, Parker, Perkins, Pond, Richards, Saltzgaber, Sinks, Strong, Van Cleaf, and Wilkins of Tuscarawas—21.

Those who voted in the negative were—

Messrs. Cline, Entrekin, and Hartshorn—3.

So the resolution was adopted.

H. J. R. No. 80: Authorizing the Board of Public Works to rescind

the contract with the Cincinnati Central Railroad Company in connection with the berme bank of the Miami and Erie Canal—was taken up.

The question being on the adoption of said resolution, the yeas and nays were ordered, taken, and resulted—yeas 26, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Beer, Cline, Creamer, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Kelley, Kirby of Hamilton, Kirby of Wyandot, Moore, Mounts, Parker, Pond, Richards, Saltzgaber, Sinks, Strong, Sullivan, Van Cleaf, and Wilkins of Tuscarawas—26.

So the resolution was adopted.

The title was amended by striking out all after the word "Ross," and inserting the following in lieu thereof: "Authorizing judicial inquiry into the grant of the use of the berme bank of the Miami and Erie canal."

S. B. No. 306: Supplementary to the act relating to cities of the first class having a population exceeding 150,000 inhabitants, passed May 4, 1869—was read the third time.

Mr. Kirby of Hamilton moved to refer said bill (S. B. No. 306) to a select committee of one, with instructions to amend as follows:

Strike out the words "or lessee" in line 2, section 2.

Which was agreed to.

The President *pro tem.* appointed Mr. Kirby of Hamilton such committee, who reported the bill back amended as instructed.

Mr. Fleischmann moved to refer said bill (S. B. No. 306) to a select committee of one, with instructions to amend as follows:

In section 1, line 5, strike out the word "may" and insert in lieu thereof the word "shall."

On which motion the yeas and nays were demanded, taken, and resulted—yeas 16, nays 13, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Beer, Carran, Cline, Eggleston, Entrekin, Fleischmann, Kirby of Wyandot, Mounts, O'Hagan, Pollard, Pringle, Richards, Sullivan, Van Cleaf, and Wilkins of Tuscarawas—16.

Those who voted in the negative were—

Messrs. Atkinson, Carlisle, Creamer, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Kirby of Hamilton, Moore, Parker, Perkins, and Strong—13.

So the motion was agreed to.

The President *pro tem.* appointed Mr. Fleischmann said committee, who reported the bill back amended as instructed.

Mr. Kirby of Hamilton moved to refer said bill (S. B. No. 306) to a select committee of one, with instructions to amend as follows:

Add to the end of section 2 the words as follows:

"And provided further, that the trustees of the said railroad, by and with the consent of the trustees of the said sinking fund, may reject any or all propositions for a lease or sale of said railroad, if in their judgment, the acceptance of such proposition or propositions will not be for the best interests of the city owning said railroad, and if, after duly advertising the same as aforesaid, no satisfactory proposition to lease or sell the same, as above provided, shall be received and accepted, the trustees of said railroad may, with the approval of the trustees of the sinking fund, and they are hereby authorized to appoint, a general superintendent, who

shall take charge of and operate said railroad for the benefit of said city, under such reasonable rules and regulations as said trustees and the trustees of said sinking fund shall from time to time prescribe. And for the purpose of operating said railroad, it shall be lawful for the trustees thereof, and they are hereby authorized to purchase or lease suitable rolling-stock and other equipments, and to borrow as a fund for that purpose a sum not exceeding \$200,000, and issue bonds therefor in the name of said city, under the corporate seal thereof, bearing interest not exceeding 5 per cent. per annum. Said bonds shall be signed by the president of said board of trustees of said railroad and attested by the city comptroller, and shall be payable at such time and place as shall be deemed best by said trustees, and principal and interest be paid out of the gross earnings of said railroad, if the same shall be sufficient for that purpose; otherwise they shall be paid out of the general revenue fund of said city.

"The superintendent shall cause to be kept a full and accurate account of his receipts and disbursements in operating said railroad, and shall make a full report of the same to said trustees monthly, and shall at the same time, file a copy thereof with the trustees of the sinking fund and comptroller of said city."

On which motion the yeas and nays were demanded, taken and resulted—yeas 5, nays 21, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Hartshorn, Horr, Hollingsworth, and Kirby of Hamilton—5.

Those who voted in the negative were—

Messrs. Beebe, Beer, Carlisle, Carran, Cline, Eggleston, Entrekin, Fleischmann, Jackson, Kelly, Moore, Mounts, O'Hagan, Parker, Perkins, Pond, Richards, Saltzgaber, Sullivan, Van Cleaf, and Wilkins of Tuscarawas—21.

So the motion was disagreed to.

The question then being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 27, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Beer, Carlisle, Carran, Cline, Creamer, Eggleston, Entrekin, Fleischmann, Hartshorn, Jackson, Kelly, Moore, Mounts, O'Hagan, Parker, Perkins, Pollard, Pond, Pringle, Richards, Saltzgaber, Strong, Sullivan, Van Cleaf, and Wilkins of Tuscarawas—27.

So the bill passed. The title was agreed to.

S. B. No. 341: Supplementary to section 39 of the Revised Statutes of Ohio, and to further define the duties of the Sergeants-at-Arms of the Senate and House of Representatives—was read the third time.

Mr. Hollingsworth moved to refer said bill to a select committee of one, with instructions to amend as follows:

Add to section 2 the following, to wit: "And shall apply to the distribution of stationery, supplies, and property distributed to the members of the General Assembly at the present session thereof."

Which was disagreed to.

On motion of Mr. Carran, said bill was laid upon the table.

S. B. No. 334: To amend section 1117 of the Revised Statutes of Ohio, as amended April 22, 1880—was informally passed.

S. B. No. 338: To authorize the commissioners of Ross county to settle certain claims therein named—was postponed until next Tuesday.

H. B. No. 694: To authorize the council of the city of Xenia to sell the city hospital property in said city—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 26, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Carlisle, Creamer, Eggleston, Fleischmann, Hartshorn, Hitchcock, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Moore, Mounts, O'Hagan, Parker, Perkins, Pollard, Pond, Pringle, Richards, Sinks, Sullivan, Tyler, Van Cleaf, and Wilkins of Tuscarawas—26.

So the bill passed. The title was agreed to.

H. B. No. 662: To authorize the council of the village of Marysville to issue bonds to pay for a steam fire engine—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 24, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Carlisle, Cline, Eggleston, Fleischmann, Hartshorn, Hitchcock, Jackson, Kirby of Wyandot, Moore, Mounts, Parker, Perkins, Pollard, Pond, Pringle, Richards, Sinks, Strong, Sullivan, Tyler, Van Cleaf, and Wilkins of Tuscarawas—24.

So the bill passed. The title was agreed to.

Mr. Van Cleaf submitted the following report:

The committee on Revision has examined, and found correctly re-engrossed H. B. No. 669.

A. R. VAN CLEAF,  
A. R. CREAMER,  
JOHN C. ENTREKIN

Messrs. Entrekin, Hartshorn, and Horr asked and obtained leave of absence for to-morrow.

Mr. Carran asked and obtained leave of absence until next Tuesday.

Mr. Parker asked and obtained indefinite leave of absence for Mr. Wilkins of Fulton.

H. B. No. 234: To amend section 2303 of the Revised Statutes of Ohio—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 21, nays 3, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Carlisle, Carran, Cline, Eggleston, Fleischmann, Hartshorn, Hollingsworth, Kirby of Wyandot, Moore, Mounts, Perkins, Pollard, Pond, Pringle, Richards, Sinks, Strong, Van Cleaf, and Wilkins of Tuscarawas—21.

Those who voted in the negative were—

Messrs. Hitchcock, Jackson, and Kelly—3.

So the bill passed.

The title was amended by adding the words "of Ohio," and was then agreed to.

H. B. No. 669: To prevent fraud in the manufacture and sale of commercial fertilizers—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 26 nays 1, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Carlisle, Carran, Cline, Eggleston, Fleischman, Hartshorn, Hitchcock, Jackson, Kelly, Kirby of Hamilton, Kirby



of Wyandot, Moore, Mounts, Perkins, Pollard, Pond, Pringle, Richards, Sinks, Strong, Sullivan, Tyler, Van Cleaf, and Wilkins of Tuscarawas—26.

Mr. Hollingsworth voted in the negative.

So the bill passed. The title was agreed to.

H. B. No. 442: To amend section 7421 of the Revised Statutes—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 28, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Carlisle, Carran, Cline, Eggleston, Fleischmann, Hartshorn, Hitchcock, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Moore, Mounts, Parker, Perkins, Pollard, Pond, Pringle, Richards, Sinks, Strong, Sullivan, Tyler, Van Cleaf, and Wilkins of Tuscarawas—28.

So the bill passed.

The title was amended by adding the words "of Ohio," and was then agreed to.

H. B. No. 379: To repeal an act entitled "an act to divide the township of Findlay, Hancock county, into two election precincts," passed March 29, 1875, (O. L., vol. 72, page 259)—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 28, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Carran, Cline, Eggleston, Fleischmann, Hartshorn, Hitchcock, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Moore, Mounts, O'Hagan, Parker, Perkins, Pollard, Pond, Pringle, Richards, Sinks, Strong, Sullivan, Tyler, Van Cleaf, and Wilkins of Tuscarawas—28.

So the bill passed. The title was agreed to.

Mr. Strong asked and obtained leave of absence until next Tuesday.

H. B. No. 609: To amend section 930 of the Revised Statutes—was read the third time.

Hr. Hitchcock moved to refer the bill to a select committee of one, with instructions to amend as follows:

In line 2, after the word "section," insert the following: "929 and;" and after the word "follows," in same line, add the following:

"Section 929. The commissioners of any county may, when in their opinion the interests of the public demand it, or upon the request of two hundred or more taxpayers, by written petition, shall submit the question of establishing a children's home, and the issue of county bonds or notes to provide funds for the purchase of a site, and the erection thereon of said home, to the qualified electors of such county, or to the qualified electors of counties forming such district, at the next regular election, to be held at the usual place of holding elections, for ratification or approval, notice of said election to be published at least four weeks in two or more newspapers printed and of general circulation in said county, or in counties of said district, prior to taking such vote, together with the maximum amount of money proposed to be expended in establishing said home; and if a majority of the electors voting at such general election in such county, or in the counties of such district, are in favor of establishing said home, then the commissioners of said county, or the commissioners of any two adjoining counties in such district, having so voted in favor thereof, shall provide for the purchase of a suitable site, and erection of



the necessary buildings, to be styled the children's home for such county, or for such district, and provide means by taxation for such purchase and support of same, and they are authorized to receive and hold in trust, for the use and benefit of said home, any grant or devise of land, and any donation or bequest of money or other personal property that may be made for the establishment or support of said home; the commissioners of any county, for this purpose, are authorized to issue the note or bonds of said county, in anticipation of the collection of the taxes levied, or to be levied, for the purchase of a suitable site and erection of the necessary buildings, or for the purchase of a suitable site and buildings already erected thereon, said notes or bonds to bear interest at the rate not to exceed six per cent per annum, interest payable semi-annually, and said notes or bonds shall not be sold for less than their par value

Which was agreed to.

The President *pro tem.* appointed Mr. Hitchcock such committee, who reported the bill back amended as instructed.

Mr. Hitchcock moved to refer said bill (H. B. No. 669) to a select committee of one, with instructions to amend as follows:

Insert in section 2, before "930," the following: "929 and."

Which was agreed to.

The President *pro tem.* appointed Mr. Hitchcock such committee, who reported the bill back amended as instructed.

Mr. Mounts moved to refer to a select committee of one, with instructions to amend as follows:

In section 1, line 9, after the word "qualified," insert, "and said trustees, together with the county commissioners, shall constitute a board for the selection of plans of buildings for said home, which plans, before adoption, shall be submitted to the Board of State Charities, for suggestions and criticisms."

Which was agreed to.

The President *pro tem.* appointed Mr. Mounts such committee who reported the bill back amended as instructed.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 20, nays 3, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Carlisle, Carran, Cline, Eggleston, Fleischmann, Hartshorn, Hitchcock, Hollingsworth, Moore, Mounts, Perkins, Pollard, Pond, Richards, Sinks, Sullivan, Tyler, Van Cleaf, Wilkins of Tuscarawas—20.

Those who voted in the negative were—

Messrs. Atkinson, Kelly, and Kirby of Wyandot—3.

So the bill passed.

The title was amended by inserting the words "nine hundred and twenty-nine and," after the word "section," and was then agreed to

H. B. No. 786: Appropriating money for the support of Longview Asylum, and the payment of salaries of officers therein—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 24, nays none, as follows:

Those whose voted in the affirmative were—

Messrs. Atkinson, Beebe, Carlisle, Carran, Cline, Eggleston, Fleischmann, Hartshorn, Hitchcock, Hollingsworth, Kirby of Hamilton, Kirby of Wyandot, Moore, Mounts, O'Hagan, Parker, Perkins, Pond, Richards, Sinks, Sullivan, Tyler, Van Cleaf, and Wilkins of Tuscarawas—24.

So the bill passed. The title was agreed to.

H. B. No. 755: To authorize the trustees of Cadiz township, Harrison county, Ohio, to improve the street and road leading to the township cemetery—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 26, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Carlisle, Carran, Cline, Eggleston, Fleischmann, Hartshorn, Hitchcock, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Moore, Mounts, O'Hagan, Parker, Perkins, Pond, Richards, Sinks, Sullivan, Tyler, Van Cleaf, and Wilkins of Tuscarawas—26.

So the bill passed. The title was agreed to.

S. B. No. 366: To authorize the issue of bonds by cities of the third grade of the second class, for market house, city hall, and other purposes—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 27, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Carlisle, Carran, Cline, Eggleston, Fleischmann, Hartshorn, Hitchcock, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Moore, Mounts, O'Hagan, Parker, Perkins, Pollard, Pond, Pringle, Richards, Sinks, Sullivan, Tyler, Van Cleaf, and Wilkins of Tuscarawas—27.

So the bill passed. The title was agreed to.

S. B. No. 288: To amend section one of an act entitled "an act to provide for the relief of disabled firemen in cities of the second grade of the first class," passed April 17, 1880—was read the third time.

The question being, "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 26, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Carlisle, Carran, Cline, Eggleston, Fleischmann, Hartshorn, Hitchcock, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Moore, Mounts, O'Hagan, Parker, Perkins, Pollard, Pond, Pringle, Richards, Sullivan, Tyler, Van Cleaf, and Wilkins of Tuscarawas—26.

So the bill passed. The title was agreed to.

S. B. No. 281: To authorize the issue of bonds by cities of the first grade of the first class, for infirmary purposes—was read the third time.

Mr. Kirby of Hamilton moved to refer to a select committee of one, with instructions to amend as follows:

Strike out "\$20,000," and insert "\$12,000."

Mr. Fleischmann moved to amend the instructions by striking out "\$12,000," and inserting "\$19,000" in lieu thereof.

On which motion the yeas and nays were demanded, taken, and resulted—yeas 14, nays 7, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Carran, Cline, Eggleston, Fleischmann, Jackson, Kelly, Kirby of Wyandot, O'Hagan, Parker, Pollard, Tyler, Van Cleaf, and Wilkins of Tuscarawas—14.

Those who voted in the negative were—

Messrs. Hartshorn, Hollingsworth, Kirby of Hamilton, Moore, Mounts, Perkins, and Richards—7.

So the motion was agreed to.

The motion of Mr. Kirby was then agreed to.

The President *pro tem.* appointed Mr. Kirby such committee, who reported the bill back amended as instructed.

Mr. Pond moved that the Senate take a recess of five minutes, in order to allow the members of the Senate to pay their respects to Hon. J. C. S. Blackburn, a member of Congress from Kentucky, who had appeared in the Senate Chamber.

Which was agreed to.

After the usual greetings, the Senate reconvened, and resumed consideration of S. B. No. 281.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 24, nays 2, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Carlisle, Carran, Cline, Eggleston, Fleischmann, Hartshorn, Hitchcock, Jackson, Kelly, Kirby of Wyandot, Moore, Mounts, O'Hagan, Parker, Perkins, Pollard, Pond, Pringle, Richards, Tyler, Van Cleaf, and Wilkins of Tuscarawas—24.

Those who voted in the negative were—

Messrs. Kirby of Hamilton, and Sinks—2.

So the bill passed. The title was agreed to.

S. B. No. 347: To amend section 6762 of the Revised Statutes of Ohio—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 21, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Carlisle, Cline, Eggleston, Hartshorn, Hollingsworth, Kelly, Kirby of Wyandot, Moore, Mounts, O'Hagan, Parker, Perkins, Pollard, Pond, Pringle, Richards, Tyler, Van Cleaf, and Wilkins of Tuscarawas—21.

So the bill passed. The title was agreed to.

S. B. No. 320: To amend section 4916, and to repeal section 4914 of the Revised Statutes of Ohio—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 21, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Carlisle, Cline, Eggleston, Hartshorn, Hollingsworth, Kelly, Kirby of Hamilton, Kirby of Wyandot, Moore, Mounts, O'Hagan, Perkins, Pollard, Pond, Pringle, Richards, Sinks, Sullivan, Tyler, and Van Cleaf—21.

So the bill passed. The title was agreed to.

H. J. R. No. 106: Relative to the distribution of the Geological Atlas of Ohio—was read.

The question being on the adoption of said resolution, the yeas and nays were ordered, taken, and resulted—yeas 25, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Carlisle, Carran, Cline, Eggleston, Hartshorn, Hitchcock, Hollingsworth, Kelly, Kirby of Hamilton, Kirby of Wyandot, Moore, Mounts, O'Hagan, Parker, Perkins, Pollard, Pond, Pringle, Richards, Sullivan, Tyler, Van Cleaf, and Wilkins of Tuscarawas—25.

So the resolution was adopted.

## MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President :*

The House of Representatives has adopted the following joint resolution, in which the concurrence of the Senate is requested :

H. J. R. No. 95—Mr. Tyler of Wyandot: To provide for the admission of Arch McClain into the Institution for Feeble-Minded Youth.

Attest :

D. J. EDWARDS, *Clerk.*

Referred to committee on Soldiers' and Sailors' Orphans' Home.

The following bills were introduced and read the first time :

S. B. No. 373—Mr. Wilkins of Tuscarawas: To authorize the trustees of the parsonage of the East Plainfield Circuit Methodist Episcopal Church, Coshocton county, Ohio, to sell certain lots of land.

S. B. No. 374—Mr. Kelly: To authorize the commissioners of Lawrence county, Ohio, to transfer funds from tax on dogs to the Agricultural Society of Lawrence county to pay its indebtedness.

S. B. No. 375—Mr. Parker: To amend section 1 of an act entitled "an act to authorize the payment and transfer of bounty funds to aid in the erection of soldiers' monuments and monumental buildings," passed and took effect April 7, 1880.

S. B. No. 376—Mr. O'Hagan: To authorize the commissioners of Ottawa county to levy a tax to pay certain claims.

S. B. No. 377—Mr. Wilkins of Tuscarawas: To amend section 6577 of the Revised Statutes of Ohio.

Mr. Tyler submitted the following report :

The committee on Finance, to whom was referred H. B. No. 778: To authorize the transfer of funds arising from the tax on dogs in Brown county, Ohio—having had the same under consideration, report it back and recommend its passage.

P. HITCHCOCK,  
D. D. BEEBE,  
GEO. P. TYLER,

THOS. M. BEER,  
C. S. PARKER,  
B. EGGLESTON.

Said bill was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 19, nays 3, as follows :

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Carlisle, Cline, Eggleston, Hartshorn, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Moore, Mounts, O'Hagan, Parker, Perkins, Richards, Tyler, Van Cleaf, and Wilkins of Tuscarawas—19.

Those who voted in the negative were—

Messrs. Hollingsworth, Pond, and Pringle—3.

So the bill passed. The title was agreed to.

Mr. Tyler submitted the following report :

The committee on Finance, to whom was referred S. B. No. 359: To authorize the board of education of the Celina school district, Mercer county, Ohio, to issue bonds for the redemption of other bonds—having

had the same under consideration, report it back and recommend its passage.

THOS. M. BEER,	B. EGGLESTON,
GEO. P. TYLER,	D. D. BEEBE,
C. S. PARKER,	P. HITCHCOCK.

Said bill was ordered to be engrossed, and read the third time next Tuesday.

Mr. Wilkins of Tuscarawas submitted the following report:

The committee on Finance, to whom was referred H. B. No. 680: To authorize the commissioners of Athens county to borrow money and levy a tax for the building of a sewer—having had the same under consideration, report it back, and recommend its passage.

THOS. M. BEER,	P. HITCHCOCK,
C. S. PARKER,	B. EGGLESTON,
D. D. BEEBE,	B. WILKINS.

Said bill was ordered to be read the third time next Tuesday.

Mr. Moore submitted the following report:

The committee on Roads and Highways, to whom was referred H. B. No. 588: To amend section 4889 of the Revised Statutes of Ohio, as amended March 18, 1880,—having had the same under consideration, report it back with following amendment, and recommend its passage when amended as follows:

In section 4889, after the words "maintenance thereof," strike out all down to and including the words "county treasury."

GEO. W. MOORE,	JOSIAH KIRBY,
B. W. CARLISLE,	FRANK M. ATKINSON.
P. HITCHCOCK,	

Said amendments were agreed to.

Said bill was ordered to be engrossed, and read the third time next Tuesday.

Mr. Sullivan submitted the following report:

The committee on Mines and Mining, to whom was referred H. B. No. 570: To amend section 301 of the Revised Statutes of Ohio—having had the same under consideration, report it back, and recommend its passage.

LINDSEY KELLY,	LYMAN J. JACKSON,
F. B. POND,	F. M. ATKINSON,
A. R. CREAMER,	J. J. SULLIVAN.
H. B. PERKINS,	

Said bill was ordered to be read the third time on next Wednesday.

Mr. Sullivan submitted the following report:

The committee on Mines and Mining, to whom was referred S. B. No. 333: To authorize the appointment of an assistant by the inspector

of mines—having had the same under consideration, report it back and recommend its passage.

F. B. POND,	LYMAN J. JACKSON,
A. R. CREAMER,	J. J. SULLIVAN.

Said bill was ordered to be engrossed, and read the third time on next Wednesday.

Mr. Van Cleaf submitted the following report :

The committee on Public Printing, to whom was referred H. B. No. 624: Amending sections 56, 338, and 339 of the Revised Statutes of Ohio—having had the same under consideration, report it back and recommend its passage.

A. R. VAN CLEAF,	E. N. HARTSHORN,
L. M. STRONG,	CHAS. FLEISCHMANN,
L. HARPER,	

Said bill was ordered to be read the third time on next Tuesday,

Mr. Harper submitted the following report :

The committee on Public Printing, to whom was referred H. B. No. 638: Amending sections 132, 133, and 134 of the Revised Statutes—having had the same under consideration, report it back and recommend its passage.

L. HARPER,	CHAS. FLEISCHMANN,
L. M. STRONG,	E. N. HARTSHORN.
A. R. VAN CLEAF,	

Said bill was ordered to be read the third time on next Tuesday.

Mr. Hartshorn submitted the following report :

The committee on Public Printing, to whom was referred H. B. No. 670: To amend section 66 of the Revised Statutes of Ohio—having had the same under consideration, report it back and recommend its passage.

CHAS. FLEISCHMANN,	L. HARPER,
L. M. STRONG,	E. H. HARTSHORN.
A. R. VAN CLEAF,	

Said bill was ordered to be read the third time on next Tuesday.

Mr. Carlisle submitted the following report :

The committee on Roads and Highways, to whom was referred H. B. No. 641: To amend section 4733 of the Revised Statutes of Ohio—having had the same under consideration, report it back with following amendments, and recommend its passage when so amended :

Add after the word "bidder," in line 10, "all such improvements to be paid for out of the township funds."

B. W. CARLISLE,	JOSIAH KIRBY,
P. HITCHCOCK,	D. D. BEEBE.
GEO. W. MOORE,	

Said bill was ordered to be read the third time on next Tuesday.

Mr. Fleischmann submitted the following report :

The committee on Agriculture, to whom was referred H. B. No. 732: To encourage the killing of wood chucks and ground hogs, having had

the same under consideration, report it back, and recommend its passage.

CHAS. FLEISCHMANN,  
B. W. CARLISLE,

J. K. POLLARD.  
P. HITCHCOCK.

Said bill was ordered to be read the third time on next Wednesday.

Mr. Hollingsworth submitted the following report:

The joint committee on Enrollment have examined, and found correctly enrolled, the following bills:

S. B. No. 271: To amend section one of an act to provide compensation for members of county, city, and State boards of equalization for the equalization of appraisement of real estate appraised in 1880, passed April 15, 1880.

H. B. No. 767: To authorize the board of education of the village district of the incorporated village of Woodfield, Monroe county, Ohio, to refund its present indebtedness for school-house purposes.

H. B. No. 646: Supplementary to the act relating to incorporated villages which by the federal census of 1870 had, and which by any subsequent federal census may have, a population of 1,087, as amended April 16, A.D. 1879 (Revised Statutes of Ohio, sections 8356 and 8367), and an act supplementary thereto, passed March 30, A.D. 1880 (vol. 77, page 91, Ohio Laws).

L. M. STRONG,  
J. K. POLLARD,  
H. R. SMITH,

C. R. HARMON,  
W. T. WALLACE,  
JOHN F. LOCKE.

Mr. Strong submitted the following report:

The joint committee on Enrollment have examined, and found correctly enrolled, the following bills:

S. B. No. 309: To authorize the commissioners of Knox county to transfer funds from the tax on dogs to the Knox County Agricultural Society.

Sub. for S. B. No. 189: Supplementary to section 1817 of the Revised Statutes of Ohio.

S. B. No. 321: To repeal a special act passed April 19, 1877 (Ohio Laws, volume 74, page 448), entitled "an act to provide for the straightening, clearing out, widening, deepening, and otherwise improving Stillwater ditch and creek, also its tributaries, in Darke county, Ohio."

H. B. No. 768: To authorize the commissioners of Portage county to build fire-proof addition, and to remodel and repair the present court-house in said county, and to issue bonds therefor.

D. A. HOLLINGSWORTH,  
L. M. STRONG,  
J. K. POLLARD,  
G. W. MOORE,  
H. R. SMITH,

C. R. HARMON,  
JNO. F. LOCKE,  
W. T. WALLACE,  
J. L. CORYELL,  
JNO. HARDY.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The Speaker of the House of Representatives has, in the presence of the House, signed the following bills:

S. B. No. 271: To amend section 1 of an act to provide compensation for members of county, city, and State boards of equalization, for the equalization of appraisement of real estate appraised in 1880. (Passed April 15, 1880.)

S. B. N. 268: To amend section 95 of the Revised Statutes of Ohio.

S. B. No. 277: To authorize and empower the village council of the incorporated village of Coshocton, in the county of Coshocton, Ohio, to transfer certain money from the police fund and right-of way fund to the building fund and light fund in said village.

S. B. No. 358: To authorize the village of Jamestown, Greene county, Ohio, to build a fire engine hall, and to issue bonds for the same.

H. B. No. 522: Authorizing cities of the second class, with a certain population, to build and dispose of railroad shops by the issuing of bonds as provided.

H. B. No. 530: To amend section 2803 of the Revised Statutes of Ohio.

H. B. No. 697: To amend section 1706 of the Revised Statutes of Ohio.

H. B. No. 682: To authorize the commissioners of Brown county to redeem the unpaid bonds issued for the construction of the Ripley and Straight Creek free turnpike road improvement in said county, to issue bonds and to levy a tax for the payment of the same, and to equalize the assessments on said road.

H. B. No. 767: To authorize the board of education of the village district of the incorporated village of Woodsfield, Monroe county, Ohio, to refund its present indebtedness for school-house purposes.

H. B. No. 646: Supplementary to the act relating to incorporated villages which by the federal census of 1870 had, and which by any subsequent federal census may have, a population of 1087, as amended April 16, A. D. 1874 (Revised Statutes of Ohio, sections 8356 and 8367), and an act supplementary thereto, passed March 30, A. D. 1880. (Vol. 77, p. 91, Ohio Laws.)

H. B. No. 768: To authorize the commissioners of Portage county to build fire-proof addition and to remodel and repair the present court house in said county, and to issue bonds therefor.

Sub. for S. B. No. 189: Supplementary to section 1817 of the Revised Statutes of Ohio.

S. B. No. 309: To authorize the commissioners of Knox county, Ohio, to transfer funds from the tax on dogs to the Knox County Agricultural Society.

S. B. No. 321: To repeal a special act passed April 19, 1877, (O. L., vol. 74, p. 448), entitled "an act to provide for the straightening, cleaning out, widening, deepening, and otherwise improving Stillwater ditch and creek, also its tributaries, in Darke county, Ohio."

Attest:

D. J. EDWARDS, Clerk.

The President *pro tem.* of the Senate, in the presence of the Senate, signed said bills.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

President:

following bills have been introduced in the House of Representatives the first time:



H. B. No. 865—Mr. Bloom: To amend section 4957 of the Revised Statutes of Ohio.

H. B. No. 866—Mr. French: To authorize the commissioners of Ashtabula county, Ohio, to transfer funds from the tax on dogs to the Ashtabula County Agricultural Society.

Attest:

D. J. EDWARDS, *Clerk*.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has passed the following bills, in which the concurrence of the Senate is requested:

H. B. No. 866—Mr. French: To authorize the commissioners of Ashtabula county, Ohio, to transfer funds from tax on dogs to the Ashtabula County Agricultural Society.

H. B. No. 749—Mr. Scott of Warren: To authorize certain incorporated villages to construct machine shops, and to issue bonds therefor.

Sub. for H. B. No. 736—Mr. Lacey: To amend section 1303 of the Revised Statutes of Ohio.

H. B. No. 759—Mr. Kerr: To divide Liverpool township, Columbiana county, Ohio, into two election precincts.

H. B. No. 780—Mr. Walker: Respecting the DeGraff union school district of Logan county.

H. B. No. 667—Mr. Reed of Ross: To pay certain claims of Company A, 6th Regiment O. N. G.

H. B. No. 872—Mr. Beman: To authorize the commissioners of Gallia county, Ohio, to transfer the surplus dog tax in Gallia county to the poor fund of said county.

H. B. No. 875—Mr. McCrory: To authorize the commissioners of Richland county, Ohio, to transfer funds from tax on dogs to the Richland County Agricultural Society.

H. B. No. 876—Mr. French: For the relief of Hiram L. Dodge and his sureties.

H. B. No. 696—Mr. Davis: To amend section 4836 of the Revised Statutes of Ohio, as amended April 16, 1880.

Attest:

D. J. EDWARDS, *Clerk*.

Said bills were read the first time.

Mr. Richards asked and obtained leave of absence until next Monday.

Mr. Tyler asked and obtained leave of absence until next Monday.

Messrs. Eggleston and Fleischmann asked and obtained leave of absence until next Tuesday.

Mr. Atkinson asked and obtained leave of absence until next Wednesday evening.

On motion of Mr. Van Cleaf, the Senate took a recess until 9 o'clock a.m. to-morrow.

SATURDAY, *March 12, 1881*—9 o'clock A.M.

The Journal was read and approved.

Mr. Hitchcock presented the petition of E. E. Cook, and 38 other citizens of Ashtabula county, asking the passage of H. B. No. 320, known as the Stubbs Sunday bill.

Which was referred to the committee on Judiciary.

Bills were read the second time, and referred as follows:

S. B. No. 368: To amend section 6862 of the Revised Statutes of Ohio.

To committee on Judiciary.

S. B. No. 369: To authorize the commissioners of Brown county to construct certain free turnpike roads.

To committee on Railroads, Turnpikes, and Telegraphs.

S. B. No. 370: To amend section 1 of an act entitled an act to authorize certain townships to build railroads and to lease or operate the same," passed April 15, 1880. (Ohio Laws, volume 77, page 255 )

To committee on Railroads, Turnpikes, and Telegraphs.

S. B. No. 371: To amend section 4796 of the Revised Statutes of Ohio.

To committee on Railroads, Turnpikes, and Telegraphs.

S. B. No. 372: To amend section 6338 of the Revised Statutes of Ohio.

To committee on Judiciary.

H. B. No. 886: For the relief of Hiram L. Dodge and his sureties.

To committee on Finance.

H. B. No. 875: To authorize the commissioners of Richland county, Ohio, to transfer funds from the tax on dogs to the Richland County Agricultural Society.

To committee on Agriculture.

H. B. No. 872: To authorize the commissioners of Gallia county, Ohio, to transfer the surplus dog tax in Gallia county to the poor fund of said county.

To committee on Finance.

H. B. No. 866: To authorize the commissioners of Ashtabula county, Ohio, to transfer funds from tax on dogs to the Ashtabula County Agricultural Society.

To committee on Agriculture.

H. B. No. 696: To amend section 4836 of the Revised Statutes of Ohio, as amended April 16, 1880.

To committee on Judiciary.

H. B. No. 759: To divide Liverpool township, Columbiana county, into two election precincts.

To committee on Privileges and Elections.

H. B. No. 667: To pay certain claims of Company A of the Sixth Regiment O. N. G.

To committee on Military Affairs.

H. B. No. 736: To amend section 2923 and 2933 of the Revised Statutes.

To committee on Privileges and Elections.

H. B. No. 780: Respecting the DeGraff union school district of Logan county, Ohio.

To committee on Schools and School Lands.

H. B. No. 749: To authorize certain incorporated villages to construct machine shops, and to issue bonds therefor—was read the second time.

Said bill was ordered placed on the calendar for third reading on Monday next.

On motion of Mr. Carlisle, the third reading of bills was informally passed.

Mr. Van Cleaf submitted the following report:

The committee on Benevolent Institutions, to whom was referred H. J. R. No. 82: Relative to the assignment of classes of pupils from the Deaf and Dumb Institution to learn the trade of book-binding at the State bindery—having had the same under consideration, report it back with following amendments, and recommend its adoption when so amended:

1. Strike out the preamble.
2. After the word "that," in line 7, insert "in his opinion no good will result from their being longer continued under such instruction or that."

A. R. VAN CLEAF,  
J. L. MOUNTS,

D. D. BEEBE,  
P. HITCHCOCK.

Said amendments were agreed to.

On motion of Mr. Van Cleaf, said resolution was ordered to be placed on the calendar on Tuesday next.

Mr. Mounts submitted the following report:

The committee on Benevolent Institutions, to whom was referred H. B. No. 621: To amend section 700 of the Revised Statutes of Ohio—having had the same under consideration, report it back, and recommend its passage.

J. L. MOUNTS,  
D. D. BEEBE,

A. R. VAN CLEAF,  
P. HITCHCOCK.

Said bill was ordered to be read the third time on Tuesday next.

Mr. Beebe submitted the following report:

The committee on Benevolent Institutions, to whom was referred S. B. No. 363: To amend section 967 of the Revised Statutes of Ohio—having had the same under consideration, report it back, and recommend its passage.

D. D. BEEBE,  
J. L. MOUNTS,

A. R. VAN CLEAF,  
P. HITCHCOCK.

Said bill was ordered to be engrossed, and read the third time on next Tuesday.

Mr. Hitchcock submitted the following report:

The committee on Benevolent Institutions, to whom was referred H. B. No. 688: To amend sections 650 and 654 of the Revised Statutes of Ohio—having had the same under consideration, report in part, asking that the accompanying proposed amendments be printed:

Strike out all after "sections," in line 2, section 1, down to and including "sections," in line 1, section 2, and insert: "645 (O. L., 77 v., p. 61)

648, 650 (O. L., 77, p. 204), and 654 of the Revised Statutes of Ohio be amended so as to read as follows :

"Section 645. The board of trustees of each institution shall annually, after the close of the fiscal year, make to the governor a report of their proceedings during the year, accompanied with a report of the superintendent, and such other employes in the institution as the trustees may deem important, of the condition, progress, and wants of the institution, together with the monthly statements of disbursements named in section 650, and a classified exhibit of all expenditures, giving the total quantity and total expenditures for each item during the fiscal year, under the head of the different funds, and for this purpose the board of trustees will require ledger accounts to be kept with each item of expenditure, which accounts shall show of whom each item has been bought, or by whom services rendered, the quantity bought, the price paid, and the aggregate amount. Said report shall also contain a full list of all persons employed, and how, with their rate of compensation. It shall also contain a complete statement of all liabilities, if any, with the amount of each bill, when incurred, and to whom owing, and upon what account incurred. Said report shall include a summary statement of all contracts entered into during the year, with the names of all persons interested in such contracts. Should there be any donations or bequests during the year, a full history thereof shall be given in the report, showing the amount received, a detailed statement of the amount expended, with the balances on hand. On the 15th day of February, of each year, they shall submit to the General Assembly a report of the balances of money in the hands of their financial officer, and to what fund said balance belongs. Also, the amount in the State Treasury to the credit of the several different appropriations, with a detailed statement of all outstanding warrants, together with all other liabilities, if any, with the amount of each bill, when incurred, on what account, and to whom owing.

"Section 648. The financial officer of each institution shall give bond to the State, with sureties, to the satisfaction of the trustees, in such amount as they shall determine, which bond may be increased at any time by a majority vote of the trustees. Said bond shall be conditioned upon the faithful discharge of the duties of his position by the officer, and faithfully accounting for all the money and property coming into his hands, and shall be filed in the office of the Treasurer of State.

"Section 650. The financial officer shall keep an account in detail, in proper books, of all financial transactions, which books shall always be open to the inspection of the superintendent and trustees, and shall always be in balance, showing the amount of money in the hands of the financial officer, or subject to his draft; also, the amount to the credit of the institution in the State Treasury under each appropriation. Each entry shall show to whom payment has been made, for what purpose, and the amount paid; giving, also, in proper order, the date of payment, and the number of the voucher. The payments of each day, on account of current expenses, shall be deducted from the amount in the hands of the financial officer, showing the daily balance in his hands or subject to his draft. All payments, other than for current expenses, shall be by warrants drawn upon the Auditor of State, which warrants shall be approved by the superintendent and two of the trustees, and shall, in all cases, be drawn in favor of and payable to the order of the person or persons to whom the money is due, and who shall duly receipt for the same, except that for settlement of monthly or quarterly pay-rolls for salaries of

officers, or for labor performed to be paid from special appropriations may be drawn in one warrant, payable to the order of the financial officer. Each warrant shall state upon its face the appropriation upon which it is drawn, the amount of all appropriations subject to draft to date in that fund during the fiscal year, the whole amount drawn up to date, and the balance in the state treasury. An account in detail shall be kept in a proper book, with each appropriation, in which shall be entered every warrant drawn upon the auditor of state, and the amount of the warrant shall be immediately deducted from the whole amount of appropriation subject to draft to date, and the balance entered in its proper column. There shall also be presented to the trustees, at each monthly meeting, a statement taken from the book of the institution, which statement shall show all receipts, all disbursements, all balances in the hands of the financial officer, or subject to his draft, and all balance to the credit of the institution in the state treasury. It shall also present in summary, a statement of all appropriations subject to draft to date, the amount drawn to date and the balances subject to the draft of the trustees. This statement shall be compared with the books and vouchers; and, if found correct, approved and filed in the office of the institution, and at the close of the fiscal year of the state, these statements shall be transmitted to the governor for publication in the annual report of the institution. There shall also be submitted to the board of trustees, at each monthly meeting, a complete statement of all indebtedness, with bills of purchase and pay-roll to date.

"Section 654. There shall from time to time be advanced to the financial officer of each institution, from the appropriation for current expenses, on a warrant to the auditor of state, approved by the superintendent and two of the trustees, such sum as said trustees, may estimate and enter upon their journal, as necessary for a period, not exceeding one month, nor in any event exceeding the bond given by the officer. No additional sum shall be advanced until the preceding amount drawn is fully accounted for and the approval of two of the board of trustees entered upon the book, showing an account of the disbursements from this fund. Each warrant upon the auditor of state shall show the whole amount of appropriations during the fiscal year to date, the whole amount of warrants drawn to date, and the balance in the state treasury, subject to draft.

"Sec. 2. That sections 645 (O. L., 77 v., p. 61) 648."

P. HITCHCOCK.

Said amendments were agreed to and ordered printed.

Mr. Beebe submitted the following report:

The committee on Roads and Highways, to whom was referred S. B. No. 310: To authorize the county commissioners of Hamilton county to levy a tax for the opening, grading, and completing of an avenue known as Glenway West—having had the same under consideration, report it back with following amendment, and recommend its passage when so amended:

In line 3, section 1, strike out "one-fourth" and insert "one-fifth."

D. D. BEEBE,  
B. W. CARLISLE,  
J. K. POLLARD,

P. HITCHCOCK,  
F. M. ATKINSON,  
JOSIAH KIRBY.

Said amendment was agreed to.

Said bill was ordered to be engrossed, and read the third time on next Wednesday.

Mr. Beebe asked and obtained leave of absence for next Monday and Tuesday.

Mr. Kelly asked and obtained leave of absence for next Monday.

Mr. Van Cleaf moved to take S. B. No. 63 from the table.

Which was agreed to.

Mr. Van Cleaf moved to refer said bill to a select committee of one.

Which was agreed to.

The President *pro tem.* appointed Mr. Van Cleaf said committee.

On motion of Mr. Parker, the Senate adjourned until Monday next at 3 o'clock p.m.

Attest:

J. C. DONALDSON, *Clerk.*

MONDAY, March 14, 1881—3 O'CLOCK P.M.

The Senate met pursuant to adjournment.

The Journal was read and approved.

Bills were read the second time, and referred as follows:

S. B. No. 373: To authorize the trustees of the parsonage of the East Plainfield Circuit Methodist Episcopal Church, Coshocton county, Ohio, to sell certain lots of land.

To committee on Corporations other than Municipal.

S. B. No. 374: To authorize the commissioners of Lawrence county, Ohio, to transfer funds from tax on dogs to the Agricultural Society of Lawrence county, to pay its indebtedness.

To committee on Finance.

S. B. No. 375: To amend section 1 of an act entitled "an act to authorize the payment and transfer of bounty funds to aid in the erection of soldiers' monuments and monumental buildings," passed and took effect April 7, 1880.

To committee on Finance.

S. B. No. 376: To authorize the commissioners of Ottawa county to levy a tax to pay certain claims.

To committee on Ditches and Drains.

S. B. No. 377: To amend section 6577 of the Revised Statutes of Ohio.

To committee on Judiciary.

On motion of Mr. Beer, bills for third reading were informally passed.

The following bills were introduced and read the first time:

S. B. No. 378—Mr. Entrekin: To amend section 5134 of the Revised Statutes of Ohio.

S. B. No. 379—Mr. Entrekin: To amend section 1278 of the Revised Statutes of Ohio.

Mr. Pond offered the following joint resolution, which was laid upon the table and ordered printed:

S. J. R. No. 77: *Be it resolved by the General Assembly of the State of Ohio* (three-fifths of all the members elected to each House concurring therein), That a proposition to amend the Constitution of the State of Ohio be submitted to the electors of the State on the second Tuesday of October, A.D. 1881, as follows, to wit:

SECTION 1. The judicial power of State is vested in a Supreme Court of the State, Courts of Common Pleas, Courts of Probate, Justices of the Peace, and such other courts inferior to the Supreme Court as the General Assembly may from time to time establish.

SEC. 2. The Supreme Court shall consist of nine judges, a majority of whom competent to sit shall be necessary to form a quorum or to pronounce a decision. It shall have original jurisdiction in *quo warranto*, *mandamus*, *habeas corpus* and *procedendo*, and such appellate jurisdiction as may be provided by law. It shall hold at least one term in each year at the seat of government, and such other terms there or elsewhere as may be provided by law. The Judges of the Supreme Court shall be elected by the electors of the State at large, on the first Monday in April, and their official term shall commence on the first Monday in May. At the first election to be held in April, in the year 1882, the term of three of these Judges shall be for three years; the term of three for six years, and the term of three for nine years; but each elector may vote for two persons to be Judges for each of such terms and no more; and those three persons voted for, for each of said terms, who shall each receive a greater number of votes than any other person voted for, for such term, shall be elected. And at all subsequent regular elections the term of each of such Judges shall be for nine years, and the elections thereof shall be in the same manner as the first election. All vacancies occurring in the Supreme Court shall be filled by appointment of the Governor, subject to confirmation by the Senate when in session, or, if the appointment is made in vacation of that body, at its next session, to continue until the next regular election for such Judges of the Supreme Court, when such vacancy shall be filled by election, and the person receiving the greatest number of votes to fill such vacancy shall be elected. If the business of the Supreme Court shall so accumulate that justice cannot be administered without vexatious delay, the General Assembly may, by the concurrence of three-fourths of the members of each House, authorize said Court to organize two divisions hereof, for the adjudication of cases; a majority of each division to constitute a quorum; and such an assignment of the cases to each division may be made as said Court may deem expedient; but whenever all the Judges of either division hearing a case, shall not concur as to the judgment to be rendered therein, it shall be reserved for adjudication by the whole Court. Section twenty-one of Article four is rescinded.

SEC. 5. Special terms of the Supreme Court shall be held by not less than two judges in each county of the State at least once in each year; and the court, at such special terms shall have the same original jurisdiction as the whole court at general terms, and such appellate jurisdiction as may be provided by law, and may render final judgment therein, subject, however, to review by the court at general term upon questions of law involved therein, in such manner and subject to such restrictions as may be provided by law; but no judge who has participated in the rendition of such judgments at special term shall sit upon such review.



SEC. 11. The judges of the present Supreme Court in office on the first Monday in May, 1882, shall constitute a commission to dispose of the unfinished business then pending in said court, to continue for such length of time, not exceeding three years, as may be provided by law. In the disposal of such business it shall have the same power and jurisdiction as the Supreme Court, and the members thereof shall be paid the same compensation. A majority of the members shall be necessary to form a quorum, or pronounce a decision; and any vacancy that may occur therein shall be filled by appointment of the Governor. Any unfinished business remaining at the expiration of the time limited for the commission shall be transferred to the Supreme Court for final disposition. The Supreme Court shall be the successor of the District Courts, and all cases, judgments, records, and proceedings pending in said District Courts, in the several counties of any district, shall be transferred to the Supreme Court at special term in the several counties, and be proceeded in as though said District Courts had not been abolished. The several Superior Courts shall continue until the first Monday in May, in the year 1882, and any unfinished business then remaining therein shall be transferred to the Courts of Common Pleas in the several counties in which Superior Courts may then exist.

At said election the voters desiring to vote in favor of this amendment shall have placed upon their ballots the words, "Judicial constitutional amendment—Yes;" and the voters who do not favor the adoption of said amendment may have placed upon their ballots the words, "Judicial constitutional amendment—No;" and if a majority of all the votes cast at said election be in favor of said amendment, then said section 6 shall be abrogated or annulled, and said sections 1, 2, 5, and 11, herein specified, shall be and constitute the sections so numbered in the said judicial article of the Constitution of the State of Ohio, and said original sections 1, 2, 5, and 11 shall be repealed.

On motion of Mr Pond, the Senate adjourned.

Attest:

J. C. DONALDSON, *Clerk.*

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TUESDAY, *March 15, 1881*—10 o'clock A.M.

The Senate met pursuant to adjournment.

Prayer by Rev. A. C. Hirst.

The Journal was read and approved.

The following bills were informally passed:

S. B. No. 265: To provide for the examination and payment of certain military claims, and making an appropriation therefor.

S. B. No. 334: To amend section 1117 of the Revised Statutes of Ohio, as amended April 22, 1880.

H. B. No. 617: Supplemental to an act entitled "An act to amend an act entitled an act to amend the act entitled an act to create and establish a common school fund in part of the county of Warren, composed of the Virginia Military District," passed February 20, 1834, passed April 30, 1868. (O. L., vol. 65, p. 259.)



Mr. Van Cleaf submitted the following report:

The committee on Revision has examined, and found correctly engrossed S. B. Nos. 359, 333, 363, 310, H. B. Nos. 641, 588 and H. J. R. No. 82.

A. R. VAN CLEAF,  
E. N. HARTSHORN,  
JOHN C. ENTREKIN.

S. B. No. 362: To amend section 4073 of the Revised Statutes of Ohio—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 16, nays 8, as follows:

Those who voted in the affirmative were—

Messrs. Beer, Cline, Harper, Hartshorn, Hitchcock, Hollingsworth, Kirby of Wyandot, Moore, Mounts, O'Hagan, Parker, Perkins, Pollard, Richards, Tyler, and Van Cleaf—16.

Those who voted in the negative were—

Messrs. Atkinson, Carlisle, Entrekin, Kelly, Pond, Saltzgaber, Wilkins of Fulton, and Wilkins of Tuscarawas—8.

So the bill, not receiving a constitutional majority, was lost.

Mr. Hitchcock moved that the vote by which said bill was lost, be reconsidered.

Which was agreed to.

Said bill was referred to a select committee one—Mr. Hitchcock.

S. B. No. 330: To authorize the city council of the city of Lancaster to issue bonds for the purpose of improving and extending the water works of said city—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 25, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carlisle, Cline, Entrekin, Harper, Hartshorn, Hitchcock, Hollingsworth, Kelly, Kirby of Wyandot, Moore, Mounts, O'Hagan, Parker, Perkins, Pollard, Pond, Richards, Saltzgaber, Strong, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—25.

So the bill passed. The title was agreed to.

S. B. No. 338: To authorize the commissioners of Ross county to settle certain claims therein named—was read the third time.

Mr. Van Cleaf moved to refer said bill (S. B. No. 338) to a select committee of one, with instructions to amend as follows:

In line 4, section 1, strike out the words "and trouble."

Which was agreed to.

The President *pro tem.* appointed Mr. Van Cleaf such committee, who reported the bill back amended as instructed.

The question then being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 23, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carlisle, Cline, Entrekin, Fleischmann, Harper, Hartshorn, Hitchcock, Hollingsworth, Kirby of Wyandot, Moore, Mounts, O'Hagan, Parker, Perkins, Pollard, Pond, Richards, Saltzgaber, Strong, Van Cleaf, and Wilkins of Tuscarawas—23.

So the bill passed. The title was agreed to.

Mr. Mounts moved that H. B. No. 749 be informally passed.

Which was agreed to.

H. B. No. 588: To amend section 4889 of the Revised Statutes of Ohio, as amended March 18, 1880, (O. L., vol. 77, p. 65)—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 24, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Cline, Entrekin, Harper, Hartshorn, Hitchcock, Hollingsworth, Kelly, Kirby of Wyandot, Moore, Mounts, O'Hagan, Parker, Perkins, Pollard, Pond, Richards, Saltzgaber, Strong, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—24.

So the bill passed. The title was agreed to.

H. B. No. 680: To authorize the commissioners of Athens county to borrow money and levy a tax for the building of a sewer—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 22, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Cline, Entrekin, Harper, Hartshorn, Hollingsworth, Kelly, Kirby of Wyandot, Moore, Mounts, O'Hagan, Parker, Perkins, Pollard, Pond, Richards, Saltzgaber, Strong, Tyler, Van Cleaf, and Wilkins of Fulton—22.

So the bill passed. The title was agreed to.

H. B. No. 737: To increase the levy for the purpose of continuing the schools in the special school districts of Nelsonville and Coolville, in Athens county—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 21, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Cline, Harper, Hartshorn, Hollingsworth, Kelly, Kirby of Wyandot, Moore, Mounts, O'Hagan, Parker, Perkins, Pollard, Pond, Richards, Saltzgaber, Strong, Tyler, Van Cleaf, and Wilkins of Tuscarawas—21.

So the bill passed. The title was agreed to.

H. B. No. 621: To amend section 700 of the Revised Statutes of Ohio—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 19, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Cline, Entrekin, Harper, Hartshorn, Kelly, Kirby of Wyandot, Moore, Mounts, O'Hagan, Parker, Perkins, Pollard, Saltzgaber, Strong, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—19.

So the bill passed. The title was agreed to.

H. B. No. 641: To amend section 4733 of the Revised Statutes of Ohio—was read the third time.

Mr. Beer moved that said bill be informally passed.

Which was agreed to.

H. B. No. 670: To amend section 66 of the Revised Statutes of Ohio—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 22, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carlisle, Cline, Entrekin, Harper, Hartshorn, Hollingsworth, Kelly, Kirby of Wyandot, Moore, Mounts, O'Hagan,

Parker, Perkins, Pond, Richards, Saltzgaber, Strong, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—22.

So the bill passed. The title was agreed to.

H. B. No. 638: Amending sections 132, 133 and 134 of the Revised Statutes—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 19, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carlisle, Cline, Entrekin, Harper, Hartshorn, Hollingsworth, Kelly, Kirby of Wyandot, Moore, Mounts, Perkins, Pond, Richards, Saltzgaber, Strong, Van Cleaf, and Wilkins of Tuscarawas—19.

So the bill passed. The title was agreed to.

H. B. No. 624: Amending sections 56, 338, and 339 of the Revised Statutes of Ohio—was taken up.

Mr. Van Cleaf moved that the further consideration of said bill be postponed until to-morrow.

Which was agreed to.

S. B. No. 363: To amend section 967 of the Revised Statutes of Ohio—was read third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 20, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Carlisle, Entrekin, Harper, Hartshorn, Hitchcock, Hollingsworth, Kirby of Wyandot, Moore, Mounts, O'Hagan, Parker, Perkins, Pollard, Pond, Richards, Saltzgaber, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—20.

So the bill passed. The title was agreed to.

S. B. No. 359: To authorize the board of education of the Celina school district, Mercer county, Ohio, to issue bonds for the redemption of other bonds—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 21, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Cline, Entrekin, Harper, Hartshorn, Hitchcock, Hollingsworth, Kirby of Wyandot, Moore, Mounts, O'Hagan, Parker, Perkins, Pollard, Pond, Richards, Saltzgaber, Strong, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—21.

So the bill passed. The title was agreed to.

H. J. R. No. 82: Relative to the assignment of classes of pupils from the Deaf and Dumb Institution, to learn the trade of book binding at the State bindery—was taken up and read.

The question being on the adoption of the resolution, the yeas and nays were ordered, taken, and resulted—yeas 24, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carlisle, Cline, Entrekin, Harper, Hartshorn, Hitchcock, Hollingsworth, Kelly, Kirby of Wyandot, Moore, Mounts, O'Hagan, Parker, Perkins, Pollard, Pond, Richards, Saltzgaber, Strong, Tyler, Van Cleaf, and Wilkins of Tuscarawas—24.

So the resolution was adopted.

The following bills were introduced and read the first time:

S. B. No. 380—Mr. Atkinson: To aid the production of iron.

S. B. No. 381—Mr. O'Hagan: To authorize the village of Clyde, Ohio, to transfer certain funds named therein.

S. B. No. 382—Mr. Entrekin (by request): To amend section 2819 of the Revised Statutes of Ohio.

S. B. No. 383—Mr. Entrekin (by request): To amend section 2872 of the Revised Statutes of Ohio.

Mr. Hitchcock submitted the following report:

The committee on Finance, to whom was referred H. B. No. 876: For the relief of Hiram L. Dodge and sureties—having had the same under consideration, report it back, and recommend its passage.

P. HITCHCOCK,  
THOS. M. BEER,  
B. WILKINS,

C. S. PARKER,  
GEO. P. TYLER.

On motion of Mr. Hitchcock, said bill was read the third time.

Mr. Carlisle moved to refer said bill (H. B. No. 876) to a select committee of one, with instructions to amend as follows:

In line 25, after the word "majority," insert the words "of two-thirds."

Which was agreed to.

The President *pro tem.* appointed Mr. Carlisle such committee, who reported the bill back amended as instructed.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 21, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carlisle, Cline, Entrekin, Harper, Hartshorn, Hitchcock, Hollingsworth, Kelly, Kirby of Wyandot, Moore, Mounts, Parker, Perkins, Pollard, Pond, Richards, Saltzgaber, Van Cleaf, and Wilkins of Fulton—21.

So the bill passed. The title was agreed to.

On motion of Mr. Cline, the Senate took a recess.

### THREE O'CLOCK P.M.

Mr. Parker submitted the following report:

The committee on Finance, to whom was referred S. B. No. 374: To authorize the commissioners of Lawrence county, Ohio, to transfer funds from tax on dogs to the Agricultural Society of Lawrence county to pay its indebtedness—having had the same under consideration, report it back without recommendation.

C. S. PARKER,  
B. WILKINS,

P. HITCHCOCK,  
GEO. P. TYLER.

Said bill was ordered to be engrossed, and read the third time tomorrow.

Mr. Wilkins of Tuscarawas submitted the following report:

The committee on Finance, to whom was referred H. B. No. 750: To provide for the issuing and payment of bonds by the commissioners of Champaign county to meet a deficiency in the levy for bridge fund in

said county—having had the the same under consideration, report it back, and recommend its passage.

C. S. PARKER,  
B. WILKINS,

P. HITCHCOCK,  
GEO. P. TYLER.

Said bill was ordered to be read the third time to-morrow.

Mr. Wilkins of Tuscarawas submitted the following report:

The committee on Finance, to whom was referred S. B. No. 361: To amend section 657 of the Revised Statutes of Ohio—having had the same under consideration, report it back with following amendments, and recommend its passage when so amended:

After the word "however" in line 6, insert the words "that the salary of the secretary of said board shall not exceed twelve hundred dollars per year, and."

C. S. PARKER,  
B. WILKINS,

P. HITCHCOCK,  
GEO. P. TYLER.

Said amendments were agreed to.

Said bill was ordered to be engrossed, and read the third time to-morrow.

Mr. Fleischmann submitted the following report:

The committee on Agriculture, to whom was referred H. B. No 776: To authorize the commissioners of Auglaize county, Ohio, to transfer funds from tax on dogs to the Auglaize County Agricultural Society—having had the same under consideration, report it back without recommendation.

CHAS. FLEISCHMANN,  
J. K. POLLARD,  
W. H. KIRBY,

B. W. CARLISLE,  
P. HITCHCOCK.

Said bill was ordered to be read the third time to-morrow.

Mr. Carlisle submitted the following report:

The committee on Agriculture, to whom was referred H. B. No. 655: To transfer the dog tax in Seneca county to the agricultural society—having had the same under consideration, report it back and recommend its passage.

B. W. CARLISLE,  
J. K. POLLARD,

CHAS. FLEISCHMANN,  
M. H. KIRBY.

Said bill was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 23, nays 2, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carlisle, Cline, Entrekin, Fleischmann, Harper, Hartshorn, Horr, Kelly, Kirby of Wyandot, Moore, Mounts, O'Hagan, Parker, Perkins, Pollard, Siltzgeber, Strong, Tyler, Van Clea, Wilkins of Fulton, and Wilkins of Tuscarawas—23.

Those who voted in the negative were—

Messrs Pond and Richard.—2.

So the bill passed. The title was agreed to.

Mr. Hitchcock submitted the following report:

The committee on Agriculture, to whom was referred H. B. No. 866: To authorize the commissioners of Ashtabula county, Ohio, to transfer funds from tax on dogs to the Ashtabula County Agricultural Society—having had the same under consideration, report it back without recommendation.

P. HITCHCOCK,  
J. K. POLLARD,  
B. W. CARLISLE,

CHAS. FLEISCHMANN,  
M. H. KIRBY,  
R. G. RICHARDS.

Said bill was read the third time.

The question being, "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 21, nays 5, as follows:

Those who voted in the affirmative were—

Messrs Atkinson, Beer, Carlisle, Cline, Fleischmann, Harper, Harts-horn, Horr, Kelly, Kirby of Wyandot, Moore, Munte, O'Hagan, Parker, Perkins, Pond, Saltzgeber, Strong, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—21.

Those who voted in the negative were—

Messrs. Entrekin, Carran, Hollingsworth, Pond, and Richards—5.

So the bill passed. The title was agreed to.

Mr. Carlisle submitted the following report:

The committee on Agriculture, to whom was referred S. B. No. 351: To provide for establishing a department for inspection of food, and to prevent its adulteration in the State of Ohio—having had the same under consideration, report it back, and recommend its reference to the committee on Sanitary Laws and Regulations.

B. W. CARLISLE,  
P. HITCHCOCK,  
M. H. KIRBY,

J. K. POLLARD,  
CHAS. FLEISCHMANN,

Said bill was referred to the committee on Sanitary Laws and Regulations.

Mr. Pollard submitted the following report:

The committee on Agriculture, to whom was referred H. B. No. 664: To amend section 3479 of the Revised Statutes of Ohio—having had the same under consideration, report it back, and recommend its reference to the committee on Railroads, Turnpikes, and Telegraphs.

J. K. POLLARD,  
P. HITCHCOCK,  
M. H. KIRBY,

CHAS. FLEISCHMANN,  
B. W. CARLISLE,

Said bill was referred to the committee on Railroads, Turnpikes, and Telegraphs.

Mr. Wilkins of Tuscarawas submitted the following report:

The committee on Corporations other than Municipal, to whom was referred S. B. No. 373: To authorize the trustees of the parsonage of the East Plainfield Circuit Methodist Episcopal Church, Coshocton county, to

sell certain lots of land—having had the same under consideration, report it back, and recommend its passage.

B. WILKINS, CHAR. FLEISCHMANN,  
THOMAS J. CARRAN, H. B. PERKINS.  
R. A. HERR,

Said bill was ordered to be engrossed.

On motion of Mr. Wilkins, said bill was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 27, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carlisle, Cline, Entekin, Fleischmann, Harper, Hartshorn, Hitchcock, Herr, Hollingsworth, Kelly, Kirby of Wyandot, Moore, Mounts, O'Hagan, Parker, Perkins, Pollard, Pond, Richards, Saltzgaber, Strong, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—27.

So the bill passed. The title was agreed to.

Mr. Herr submitted the following report:

The committee on Federal Relations, to whom was referred H. J. R. No. 105: Requesting Senators and Representatives in the Congress of the United States to use their influence against the reissuing of a certain patent—having had the same under consideration, report it back, and recommend its adoption.

R. A. HERR, M. H. KIRBY,  
JOHN C. ENTEKIN, B. EGGLESTON.  
LINDSEY KELLY,

The question being on the adoption of said resolution, the yeas and nays were ordered, taken, and resulted—yeas 21, nays 1, as follows:

Those who voted in the affirmative were—

Messrs. Beer, Carlisle, Cline, Entekin, Herr, Kelly, Kirby of Wyandot, Moore, Mounts, O'Hagan, Parker, Perkins, Pollard, Pond, Richards, Saltzgaber, Strong, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—21.

Mr. Atkinson voted in the negative.

So the resolution was adopted.

Mr. Beer submitted the following report:

The committee on Finance, to whom was referred H. B. No. 701: Supplementary to the act entitled "an act to authorize the Register of Virginia Military School Lands at Mansfield to close the business of his office," passed June 10, 1879—having had the same under consideration, report it back, and recommend its passage.

THOMAS M. BEER, P. HITCHCOCK,  
GEO. P. TYLER, B. WILKINS.  
C. S. PARKER,

Said bill was ordered to be read the third time to-morrow.

Mr. Beer submitted the following report:

The committee on Finance, to whom was referred H. B. No. 718: To authorize the commissioners of Delaware county to levy a tax to pay certain county bonds issued to the Ashley and Delhi Gravel Road Com

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pany—having had the same under consideration, report it back and recommend its passage.

THOS. M. BEER,  
Geo. P. TYLER,  
B. WILKINS,

P. HITCHCOCK,  
C. S. PARKER.

Said bill was ordered to be read the third time to-morrow.

Mr. O'Hagan submitted the following report:

The committee on Railroads, Telegraphs, and Turnpikes, to whom was referred S. B. No. 370: To amend section 1 of an act entitled "an act to authorize certain townships to build railroads, and to lease or operate the same," passed April 15, 1880 (O. L., vol. 77, p. 25)—having had the same under consideration, report it back, and recommend its passage.

H. F. O'HAGAN,  
B. W. CARRISLE,  
THOS. M. BEER,

GEO. P. TYLER,  
CHAS. FLEISCHMANN,  
D. A. HOLLINGSWORTH.

Said bill was ordered to be engrossed.

On motion of Mr. O'Hagan, said bill was read the third time

Mr. Saltzgaber moved to refer said bill (S. B. No. 370) to a select committee of one, with instructions to amend as follows:

Strike out "seven" in line 10, and insert "two."

Which was agreed to.

The President *pro tem.* appointed Mr. Saltzgaber such committee, who reported the bill back amended as instructed.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 21 nays 3, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Cline, Entrekin, Harper, Hartshorn, Horr, Hollingsworth, Kelly, Kirby of Wyandot, Moore, Mounts, O'Hagan, Parker, Perkins, Pollard, Pond, Saltzgaber, Strong, Tyler, Wilkins of Fulton, and Wilkins of Tuscarawas—21.

Those who voted in the negative were—

Messrs. Carran, Hitchcock, and Richards—3.

So the bill passed. The title was agreed to.

Mr. Hartshorn submitted the following report:

The committee on Universities, Colleges, and Academies, to whom was referred the communication from the Governor, appointing James W. Bannon to be a Trustee of the Ohio University, to fill the vacancy caused by the death of Leonidas Jewett—having had the same under consideration, report it back, and recommend that the Senate do advise and consent to said appointment.

E. N. HARTSHORN,  
L. M. STRONG,

L. HARPER,  
M. H. KIRBY.

The question being on advising and consenting to said appointment, the yeas and nays were ordered, taken, and resulted—yeas 24, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carran, Cline, Entrekin, Hartshorn, Hitchcock, Horr, Hollingsworth, Kelly, Kirby of Wyandot, Moore, O'Hagan, Parker, Perkins, Pollard, Pond, Richards, Saltzgaber, Strong, Tyler, Van Cleef, Wilkins of Fulton, and Wilkins of Tuscarawas—24.

So the Senate advised and consented to said appointment.



Mr. Carran submitted the following report:

The select committee of one, to whom was referred S. B. No. 345: To amend section 4672 of the Revised Statutes of Ohio—having had the same under consideration, report it back, and recommend its passage.

THOS. J. CARRAN.

Said bill was ordered to be read the third time to-morrow.

Mr. Van Cleaf submitted the following report:

The select committee of one, to whom was referred S. B. No. 63: To authorize the change of location of the principal office of the Ohio Comet Silver Mining Company—having had the same under consideration, report it back, and recommend its passage.

A. R. VAN CLEAF.

Said bill was ordered to be read the third time to-morrow.

Mr. Hollingsworth offered the following resolution:

S. J. R. No. 78: WHEREAS, Andrew King, an insane person, aged about twenty-five years, was recently found in a helpless condition, in Belmont county, Ohio; and,

WHEREAS, The probate judge of said county refuses to hear an application to have said Andrew King adjudged insane, for the reason that no evidence can be obtained to show that he is a citizen of said county; and,

WHEREAS The infirmary directors of said county who now have the care of said insane person, and also the probate judge of said county, have petitioned the General Assembly for authority to have him adjudged insane, without proof of residence, and placed in the proper asylum of the State; therefore,

*Resolved by the General Assembly of the State of Ohio.* That after the said Andrew King shall have been duly adjudged insane, according to law, the Superintendent of the Athens Asylum be and he is hereby authorized and required to receive him as a patient into said asylum, and retain him therein until said Superintendent shall be clearly of the opinion that said patient is permanently cured.

The question being on the adoption of said resolution, the yeas and nays were ordered, taken, and resulted—yeas 25, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carlisle, Carran, Cline, Entrekin, Hartshorn, Hitchcock, Horr, Hollingsworth, Kelly, Kirby of Wyandot, Moore, Mounts, O'Hagan, Perkins, Pollard, P. L. Richards, Salzgeber, Strong, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—25.

So the resolution was adopted.

Mr. Atkinson moved to take from the table S. R. No. 78.

Which was agreed to.

The question being on the adoption of said resolution, the yeas and nays were ordered, taken, and resulted—yeas 19, nays 5, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carlisle, Carran, Cline, Entrekin, Fleischmann, Harper, Hartshorn, Jackson, Kelly, Kirby of Wyandot, Moore,

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Mounts, O'Hagan, Parker, Pollard, Wilkins of Fulton, and Wilkins of Tuscarawas—19.

Those who voted in the negative were—

Messrs. Hitchcock, Pond, Richards, Saltzgaber, and Strong—5.

So the resolution was adopted.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has adopted the following joint resolution, in which the concurrence of the Senate is requested:

H. J. R. No. 114—Mr. Covert: Authorizing the printing of additional copies of the fourth annual report of the Bureau of Labor Statistics in the English and German languages.

Attest:

D. J. EDWARDS, *Clerk*.

Referred to committee on Public Printing.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has passed the following bills, in which the concurrence of the Senate is requested:

H. B. No. 865—Mr. Bloom: To amend section 4957 of the Revised Statutes of Ohio.

H. B. No. 887—Mr. Conrad: To authorize certain cities of the second class to erect a building for the use of the fire department, city officers, and a hall, and to purchase a steam fire engine.

H. B. No. 889—Mr. Cowgill: To authorize the commissioners of Champaign county to build a bridge across the Pittsburgh, Cincinnati & St. Louis, and the New York, Pennsylvania & Ohio Railways, in the city of Urbana, in said county.

Attest:

D. J. EDWARDS, *Clerk*.

Said bills were read the first time.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has concurred in the passage of the following bill:

S. B. No. 231: To authorize the issue of bonds by cities of the first grade of the first class for city infirmary purposes.

Attest:

D. J. EDWARDS, *Clerk*.

Mr. Hitchcock moved to take from the table S. J. R. No. 56.

Which was agreed to.

On motion of Mr. Hitchcock, said resolution was ordered placed on] calendar for to-morrow.

The following bills were introduced, and read the first time:

S. B. No. 384—Mr. Tyler: To amend section 3 of an act entitled "an act to authorize the commissioners of Brown county, Ohio, to construct a free turnpike road from the terminus of the Ripley and Hillsborough free turnpike road to the Highland county line; and to construct a free turnpike road from the terminus of the Arnheim free turnpike road via Sardinia to the Highland county line; also, from the terminus of the Mt. Orab and Burton free turnpike road via Greenbush to the terminus of the Fayetteville and Chasetown free turnpike road."

S. B. No. 385—Mr. Tyler: To amend section 4 of an act entitled "an act to authorize the commissioners of Brown county, Ohio, to construct certain free turnpike roads."

S. B. No. 386—Mr. Tyler: To amend section 4 of an act entitled "an act to authorize the commissioners of Brown county, Ohio, to construct certain free turnpike roads," passed March 6, 1880. (O. L., v. 77, p. 328)

S. B. No. 387—Mr. Tyler: To amend section 4 of an act entitled "an act to authorize the commissioners of Brown county, Ohio, to construct certain free turnpike roads," passed April 10, 1880. (O. L., vol. 77, 382.)

On motion of Mr. Van Cleaf, the Senate adjourned.

Attest:

J. C. DONALDSON, *Clerk*.

WEDNESDAY, March 16, 1881—10 o'clock A.M.

The Senate met pursuant to adjournment.

Prayer by Rev. A. C. Hirst.

The Journal was read and approved.

Bills were read the second time, and referred as follows:

S. B. No. 378: To amend section 5134 of the Revised Statutes of Ohio.

To committee on Judiciary.

S. B. No. 379: To amend section 1278 of the Revised Statutes of Ohio.

To committee on Judiciary.

H. B. No. 89: To authorize the commissioners of Champaign county to build a bridge across the Pittsburgh, Cincinnati and St. Louis, and and the New York, Pennsylvania and Ohio Railways, in the city of Urbana, in said county.

To committee on Roads and Highways.

H. B. No. 865: To amend section 4957 of the Revised Statutes of Ohio.

To committee on Judiciary.

H. B. No. 887: To authorize certain cities of the second class to erect a building for the use of the fire department, city offices and a hall, and to purchase a steam fire engine—was read the second time.

Mr. Hartshorn moved that the constitutional rule requiring bills to be read on three different days be dispensed with, that said H. B. No. 887 may be read the third time.

On which motion the yeas and nays were taken and re-sulted—yeas 27, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Beer, Carlisle, Carran, Cline, Eggleston, Entrekin, Fleischmann, Harper, Hartshorn, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Moore, Mounts, O'Hagan, Parker, Perkins, Pond, Richards, Strong, Tyler, and Wilkins of Tuscarawas—27.

So the motion was disagreed to.

Mr. Hartshorn demanded a call of the Senate.

Mr. Cline asked and obtained leave of absence for Mr. Sinks.

A call of the Senate was had, and the following Senators answered to their names:

Messrs. Atkinson, Beebe, Beer, Carlisle, Carran, Cline, Eggleston, Entrekin, Fleischmann, Harper, Hartshorn, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Moore, Mounts, O'Hagan, Parker, Perkins, Pollard, Pond, Pringle, Richards, Saltzgaber, Strong, Tyler, Wilkins of Fulton, and Wilkins of Tuscarawas—31.

Mr. Hartshorn moved that all further proceedings under the call be dispensed with.

Which was disagreed to.

The Sergeant-at Arms was dispatched for absentees.

Mr. Kelly moved that further proceedings under the call be dispensed with.

Which was agreed to.

Mr. Hartshorn moved to reconsider the vote by which the motion to dispense with the constitutional rule so that H. B. No. 887 might be read the third time, was lost.

Which was agreed to.

The question then being on suspending the constitutional rule, the yeas and nays were ordered, taken, and resulted—yeas 31, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Beer, Carlisle, Carran, Cline, Eggleston, Entrekin, Fleischmann, Harper, Hartshorn, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Moore, Mounts, O'Hagan, Parker, Perkins, Pollard, Pond, Pringle, Richards, Saltzgaber, Strong, Tyler, Wilkins of Fulton, and Wilkins of Tuscarawas—31.

So the motion was agreed to.

Said bill was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 27, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Beer, Carlisle, Carran, Cline, Eggleston, Fleischmann, Harper, Hartshorn, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Moore, Mounts, O'Hagan, Parker, Pollard, Pringle, Richards, Saltzgaber, Strong, Tyler, and Wilkins of Tuscarawas—27.

So the bill passed. The title was agreed to.

Mr. Parker, on leave, introduced the following bill, which was read the first time:

S. B. No 388: To authorize the commissioners of Huron county to purchase additional grounds, and to improve their court house, and to issue bonds to pay for the same.

Mr. Parker moved that the constitutional rule requiring bills to be read on three different days be dispensed with, that said bill (S. B. No. 388) may be read the second time by its title.

On which motion the yeas and nays were taken, and resulted—yeas 30, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Beer, Carlisle, Carran, Cline, Eggleston, Fleischmann, Harper, Hartshorn, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Moore, Mounts, O'Hagan, Parker, Perkins, Pond, Pringle, Richards, Saltzgeber, Strong, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—30.

So the motion was agreed to.

Said bill was read the second time by its title.

Mr. Parker moved that the constitutional rule requiring bills to be read on three different days be dispensed with, that said S. B. No. 388 may be engrossed at the Clerk's desk and read the third time.

On which motion the yeas and nays were taken, and resulted—yeas 29, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Beer, Carlisle, Carran, Cline, Eggleston, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Moore, O'Hagan, Parker, Perkins, Pond, Pringle, Richards, Saltzgeber, Strong, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—29.

So the motion was agreed to.

Said bill was engrossed at the Clerk's desk and read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 30, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Beer, Carlisle, Carran, Eggleston, Fleischmann, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Kirby of Wyandot, Moore, Mounts, O'Hagan, Parker, Perkins, Pollard, Pond, Pringle, Saltzgeber, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—30.

So the bill passed. The title was agreed to.

S. B. No. 265: To provide for the examination and payment of certain military claims, and making an appropriation therefor—was laid upon the table.

S. B. No. 334: To amend section 1117 of the Revised Statutes of Ohio, as amended April 22, 1860—was informally passed.

H. B. No. 617: Supplemental to an act entitled "an act to amend an act entitled an act to amend the act entitled an act to create and establish a common school fund in part of the county of Warren, composed of the Virginia Military District" passed February 20, 1834, passed April 30, 1868 (O. L., vol. 65, p. 259)—was read the third time.

Mr. Entrekin moved to refer said bill to the committee on Finance.

On which motion the yeas and nays were demanded, taken, and resulted—yeas 16, nays 12, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Beer, Entrekin, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Moore, Perkins, Pollard, Pond, Richards, Saltzgaber, and Strong—16.

Those who voted in the negative were—

Messrs. Cline, Harper, Hartshorn, Kirby of Wyandot, Mounts, O'Hagan, Pringle, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—12.

So the motion was agreed to.

Mr. Entrekin submitted the following report:

The committee on Revision have examined, and found correctly engrossed, S. B. Nos. 361 and 374, and S. J. R. No. 56.

JOHN C. ENTREKIN,  
E. N. HARTSHORN,  
A. R. VAN CLEAF.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has concurred in the following amendments to

H. B. No. 681: Making appropriations for the last three quarters of fiscal year ending November 15, 1881, and the first quarter of the fiscal year ending February 15, 1882—Senate amendments Nos. 1, 2, 3, 6, 7, 8, 9, 13, 15, 21, and 23.

And has refused to concur in the following Senate amendments:

Nos. 4, 5, 10, 11, 12, 14, 16, 17, 18, 19, 20, 22, 24, and 25.

Attest:

D. J. EDWARDS, *Clerk*.

Mr. Beer moved that the Senate insist on its amendments, and asks for a committee of conference.

Which was agreed to.

H. B. No. 749: To authorize certain incorporated villages to construct machine shops, and to issue bonds therefor—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered taken, and resulted—yeas 20, nays 2, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Cline, Eggleston, Fleischmann, Harper, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Moore, Mounts, O'Hagan, Parker, Perkins, Saltzgaber, Sullivan, Tyler, Wilkins of Fulton, and Wilkins of Tuscarawas—20.

Those voted in the negative were—

Messrs. Hitchcock and Pond—2.

So the bill passed. The title was agreed to.

H. B. No. 621: Amending sections 56, 338, and 339 of the Revised Statutes—was read the third time.

On motion of Mr. Jackson, the Senate took a recess.

THREE O'CLOCK P.M.

The Senate resumed consideration of H. B. No. 624.

The question recurring on the passage of said bill, Mr. Hollingsworth moved to lay it upon the table.

On which motion the yeas and nays were demanded, taken, and resulted—yeas 10, nays 21, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Ber, Eggleston, Entrekin, Hitchcock, Horr, Hollingsworth, Kelly, Kirby of Hamilton, and Pollard—10.

Those who voted in the negative were—

Messrs. Atkinson, Carlisle, Cline, Harper, Hartshorn, Jackson, Kirby of Wyandot, Moore, Mounts, O'Hagan, Parker, Perkins, Pond, Pringle, Richards, Saltzgeber, Strong, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—21.

So the motion was disagreed to.

The question then being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 20, nays 10, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Ber, Harper, Hartshorn, Hitchcock, Jackson, Kirby of Wyandot, Mounts, O'Hagan, Parker, Perkins, Pond, Pringle, Richards, Saltzgeber, Strong, Sullivan, Tyler, Van Cleaf, and Wilkins of Tuscarawas—20.

Those who voted in the negative were—

Messrs. Cline, Eggleston, Entrekin, Horr, Hollingsworth, Kelly, Kirby of Hamilton, Moore, Pollard, and Wilkins of Fulton—10.

So the bill passed. The title was agreed to.

S. B. No. 63: To authorize the change of location of the principal office of the Ohio Comet Silver Mining Company—was read the third time.

Mr. Van Cleaf moved to refer said bill (S. B. No. 63) to a select committee of one, with instructions to amend as follows:

In section 1, line 11, after the word "corporation," insert the words "within the State."

Which was agreed to.

The President *pro tem.* appointed Mr. Van Cleaf such committee, who reported the bill back amended as instructed.

Mr. Horr moved to refer said bill (S. B. No. 63) to a select committee of one, with instructions to amend as follows:

After the word "corporation," insert "by and with the consent of the holders of a majority of the stock."

Which was agreed to.

The President *pro tem.* appointed Mr. Horr such committee, who reported the bill back amended as instructed.

The question then being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 20, nays 10, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Carlisle, Eggleston, Fleischmann, Harper, Hartshorn, Jackson, Kirby of Wyandot, Moore, Mounts, O'Hagan, Richards, Saltzgeber, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—20.

Those who voted in the negative were—

Messrs Beer, Cline, Hitchcock, Horr, Hollingsworth, Kelly, Kirby of Hamilton, Perkins, Pollard, and Pond—10.

So the bill passed.

The title was amended by striking out the whole of said title and inserting in lieu thereof the words: "To amend section 3250 of the Revised Statutes of Ohio," and was then agreed to.

S B No. 333: To authorize the appointment of an assistant by the inspector of mines—was read the third time.

Mr. Van Cleaf moved to refer said bill (S. B. No. 333) to a select committee of one, with instructions to amend as follows:

In section 1, line 4, after the word "may," insert the words "with the approval of the Governor."

Which was agreed to.

The President *pro tem.* appointed Mr. Van Cleaf such committee, who reported the bill back amended as instructed.

Mr. Van Cleaf moved to refer said bill to a select committee of one, with instructions to amend as follows:

In section 1, line 8, after the word "may," insert the words, "with the consent of the Governor."

Which was agreed to.

The President *pro tem.* appointed Mr. Van Cleaf such committee, who reported the bill back amended as instructed.

The question then being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 20, nays 8, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Beer, Eggleston, Harper, Hartshorn, Horr, Jackson, Kirby of Wyandot, Moore, Mounts, O'Hagan, Perkins, Pollard, Pond, Richards, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—20.

Those who voted in the negative were—

Messrs. Cline, Hitchcock, Hollingsworth, Jackson, Kelly, Kirby of Wyandot, Parker, and Salzsaber—8.

So the bill passed. The title was agreed to.

S. B. No. 310: To authorize the county commissioners of Hamilton county to levy a tax for the opening, grading, and completing of an avenue known as Greenway west—was read the third time.

Mr. Eggleston moved to refer said bill to a select committee of one, with instructions to amend as follows:

In section 1, line 2, strike out, after the word "county," the following words, "to which they are heretofore directed to," and insert the word "may."

Which was agreed to.

The President *pro tem.* appointed Mr. Eggleston such committee, who reported the bill back amended as instructed.

The question then being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 23, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Beer, Cline, Eggleston, Entekin, Harper, Hartshorn, Horr, Hollingsworth, Kelly, Kirby of Hamilton, Kirby of Wyandot, Moore, Mounts, O'Hagan, Perkins, Pond, Pringle, Richards, Sullivan, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—23.

So the bill passed. The title was agreed to.

H. B. No. 732: To encourage the killing of wood chucks or ground-hogs—was read the third time.



Mr. Hollingsworth moved to refer said bill to a select committee of one, with instructions to amend as follows:

Insert after the word "wood-chuck," in line 3, the following words: "within said county."

Which was agreed to.

The President *pro tem* appointed Mr. Hollingsworth such committee, who reported the bill back amended as instructed.

The question then being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 25, nays 3, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Beer, Carlisle, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Horr, Kelly, Kirby of Hamilton, Kirby of Wyandot, Moore, Mounts, O'Hagan, Parker, Perkins, Pollard, Pond, Richards, Sullivan, Tyler, Van Cleaf, and Wilkins of Tuscarawas—25.

Those who voted in the negative were—

Messrs. Cline, Strong, and Wilkins of Fulton—3.

So the bill passed. The title was agreed to.

S. B. No. 374: To authorize the commissioners of Lawrence county, Ohio, to transfer funds from tax on dogs to the Agricultural Society of Lawrence county, to pay its indebtedness—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 21, nays 4, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Beer, Carlisle, Eggleston, Entrekin, Fleischmann, Harper, Horr, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, O'Hagan, Parker, Perkins, Pollard, Strong, Tyler, and Wilkins of Tuscarawas—11.

Those who voted in the negative were—

Messrs. Pond, Pringle, Richards, and Sullivan—4.

So the bill passed. The title was agreed to.

H. B. No. 570: To amend section 301 of the Revised Statutes—was read the third time.

Mr. Kelly moved to refer said bill to a select committee of one, with instructions to amend as follows:

In line 14, after the word "inspector," add the following: "The provisions of this act shall not apply to individuals or companies other than those organized or incorporated under the laws of this State or other States."

On which motion the yeas and nays were demanded, taken and resulted—yeas 9, nays 15, as follows:

Those who voted in the affirmative were—

Messrs. Cline, Eggleston, Hollingsworth, Kelly, Kirby of Hamilton, Pollard, Pond, Strong, and Wilkins of Tuscarawas—9.

Those who voted in the negative were—

Messrs. Atkinson, Beebe, Fleischmann, Harper, Hartshorn, Jackson, Kirby of Wyandot, Moore, Parker, Perkins, Richards, Sullivan, Tyler, Van Cleaf, and Wilkins of Fulton—15.

So the motion was disagreed to.

The question then being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 29, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Carlisle, Cline, Eggleston, Entrekin, Fleischmann, Harper, Hartshorn, Horr, Hollingsworth, Jackson, Kirby of Ham-

ilton, Kirby of Wyandot, Moore, Mounts, O'Hagan, Parker, Perkins, Pollard, Pond, Richards, Saltzgaber, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—29.

So the bill passed.

The title was amended by adding the words "of Ohio," and was then agreed to.

H. B. No. 750: To provide for the issuing and payment of bonds by the commissioners of Champaign county to meet a deficiency in the levy for bridge fund in said county—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 29 nays 1, as follows:

Those who voted in the affirmative were—

Messrs Atkinson, Beebe, Beer, Carlisle, Cline, Eggleston, Fleischmann, Harper, Hartshorn, Horr, Hollingsworth, Kelly, Kirby of Hamilton, Kirby of Wyandot, Moore, Mounts, O'Hagan, Parker, Perkins, Pollard, Pond, Saltzgaber, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—29.

Mr. Richards voted in the negative.

So the bill passed. The title was agreed to.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives accedes to the request of the Senate for a committee of conference on matters of difference between the two Houses on

H. B. No. 681: Making appropriations for the last three quarters of the fiscal year ending November 15, 1881, and the first quarter of the fiscal year ending February 15, 1882.

Messrs. Scott, Thorpe, and Groom have been appointed as said committee of Conference on the part of the House.

Attest:

D. J. EDWARDS, *Clerk*.

The President *pro tem* appointed on said committee, on the part of the Senate, Messrs. Beer, Jackson, and Pringle.

H. B. No. 776: To authorize the commissioners of Auglaize county to transfer funds from tax on dogs to the Auglaize County Agricultural Society—was read the third time

The question being "Shall the bill pass?" the yeas and nays were ordered taken, and resulted—yeas 24, nays 3, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Beer, Carlisle, Cline, Eggleston, Fleischmann, Harper, Hartshorn, Horr, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pollard, Saltzgaber, Strong, Sullivan, Tyler, Van Cleaf, and Wilkins of Tuscarawas—24.

Those who voted in the negative were—

Messrs. Entrekin, Hollingsworth, and Pond—3.

So the bill passed. The title was agreed to.

H. B. No. 704: Supplementary to the act entitled "an act to authorize the Register of Virginia Military School Lands, at Mansfield, to close the business of his office," passed June 10, 1879—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 27, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Beer, Carlisle, Cline, Eggleston, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Kirby of Wyandot, Moore, Mounts, O'Hagan, Parker, Perkins, Pringle, Richards, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—27.

So the bill passed. The title was agreed to.

H. B. No. 718: To authorize the commissioners of Delaware county to levy a tax to pay certain county bonds issued to the Ashley and Delhi Gravel Road Company—was read the third time.

On motion of Mr. Marriott, said bill was laid upon the table.

Mr. Entrekin moved that the Senate adjourn.

On which motion the yeas and nays were demanded, taken, and resulted—yeas 11, nays 21, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Beer, Cline, Eggleston, Entrekin, Fleischmann, Hitchcock, Horr, Kirby of Hamilton, Perkins, and Pollard—11.

Those who voted in the negative were—

Messrs. Harper, Hartshorn, Hollingsworth, Jackson, Kelly, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Pringle, Richards, Sutzger, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—21.

So the motion was disagreed to.

S. B. No. 77: To permit cities of the second grade of the first class to require railroad companies to erect safety gates at street crossings and tracks of such road—was informally passed.

H. B. No. 20: To amend sections 6944, 7032, and 7033 of the Revised Statutes of Ohio—was postponed until to-morrow and made the special order for 11 o'clock a.m.

On motion of Mr. Eggleston, further third read of bills was postponed until to-morrow.

The following bills were introduced and read the first time:

S. B. No. 389—Mr. Eggleston: To amend section 1663 of the Revised Statutes of Ohio.

S. B. No. 390—Mr. Hitchcock: To repeal section 44 of the Revised Statutes of Ohio.

Mr. Hollingsworth submitted the following report:

The joint committee on Enrollment have examined, and found correctly enrolled the following bills and joint resolution:

H. B. No. 786: Appropriating money for the support of Longview Asylum, and the payment of salaries of officers therein.

H. B. No. 778: To authorize the transfer of funds arising from tax on dogs in Brown county, Ohio.

H. B. No. 755: To authorize the trustees of Cadiz township, Harrison county, Ohio, to improve the street and road leading to the township cemetery.

H. B. No. 694: To authorize the council of the city of Xenia to sell the city hospital property in said city.

H. B. No. 662: To authorize the council of the village of Marysville to issue bonds to pay for a steam fire engine.

H. B. No. 379: To repeal an act entitled "an act to divide the town-

ship of Findlay, Hancock county, into two election precincts," passed March 29 1875, (O. L., vol. 72, page 259)

H. J. R. No. 106: Relative to the distribution of the Geological Atlas of Ohio.

D. A. HOLLINGSWORTH,	L. M. STRONG,
J. K. POLLARD,	G. W. MOORE,
H. R. SMITH,	C. R. HARMON,
JNO. HARDY,	W. T. WALLACE.

Mr. Pollard submitted the following report:

The joint committee on Enrollment have examined, and found correctly enrolled, the following bills and joint resolutions:

H. B. No. 234: To amend section 2303 of the Revised Statutes of Ohio.

H. B. No. 442: To amend section 7421 of the Revised Statutes of Ohio.

H. B. No. 669: To prevent fraud in the manufacture and sale of commercial fertilizers.

H. J. R. No. 80: Authorizing judicial inquiry into the grant of the berme bank of the Miami and Erie canal.

S. J. R. No. 66: Requiring the Adjutant General to keep in repair the electrical gas lighting apparatus.

D. A. HOLLINGSWORTH,	H. R. SMITH,
L. M. STRONG,	W. T. WALLACE,
J. K. POLLARD,	J. L. CORYELL.
G. W. MOORE,	

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The Speaker of the House of Representatives has, in the presence of the House, signed the following bills and joint resolutions:

H. B. No. 234: To amend section 2303 of the Revised Statutes of Ohio.

H. B. No. 442: To amend section 7421 of the Revised Statutes of Ohio.

H. B. No. 669: To prevent fraud in the manufacture and sale of commercial fertilizers.

H. J. R. No. 80: Authorizing judicial inquiry into the grant of the berme bank of the Miami and Erie canal.

H. B. No. 786: Appropriating money for the support of Longview Asylum, and the payment of salaries of officers therein.

H. J. R. No. 106: Relative to the distribution of the Geological Atlas of Ohio.

S. J. R. No. 66: Requiring the Adjutant General to keep in repair the electrical gas-lighting apparatus.

H. B. No. 379: To repeal an act entitled "an act to divide the township of Findlay, Hancock county, into two election precincts," passed March 29, 1875, (Ohio Laws, volume 72, page 259).

H. B. No. 662: To authorize the council of the village of Marysville to issue bonds to pay for a steam fire-engine.

H. B. No. 694: To authorize the council of the city of Xenia to sell the city hospital property.

H. B. No. 755: To authorize the township trustees of Cadiz township, Harrison county, Ohio, to improve the road leading to the township cemetery.

H. B. No. 778: To authorize the transfer of funds arising from tax on dogs in Brown county, Ohio

Attest:

D. J. EDWARDS, *Clerk.*

The President *pro tem.* of the Senate, in the presence of the Senate, signed said bills and joint resolution.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has passed the following bills, in which the concurrence of the Senate is requested:

H. B. No. 861—Mr. Estill: To establish a special school district in Killbuck township, Holmes county, Ohio.

H. B. No. 674—Mr. Allen: To amend section 2658 of the Revised Statutes of Ohio.

Attest:

D. J. EDWARDS, *Clerk.*

Said bill was read the first time.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has adopted the following joint resolution, in which the concurrence of the Senate is requested:

H. J. R. No. 115—Mr. Groom: For the admission of Ann Romanus into the Columbus Asylum for Insane.

Attest:

D. J. EDWARDS, *Clerk.*

Referred to committee on Benevolent Institutions.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has concurred in the passage of the following bills:

S. B. No. 284: To authorize certain municipal corporations to purchase or construct machine shops, and issue bonds therefor.

Amended S. B. No. 306: Supplementary to the act relating to cities of the first class having a population exceeding 150,000 inhabitants, passed May 4, 1869.

S. B. No. 388: To authorize the commissioners of Huron county, Ohio, to purchase additional grounds, and enlarge and improve their court house, to borrow money, by an issue of bonds to pay the same.

S. B. No. 370: To amend section 1 of an act entitled an act to authorize certain townships to build railroads and to lease or operate the same," passed April 5, 1880. (Ohio Laws, volume 77, page 255)

Attest:

D. J. EDWARDS, *Clerk*.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The following bills have been introduced in the House of Representatives, and read the first time:

H. B. No. 867—Mr. Negley: To amend section 5442 of the Revised Statutes of Ohio.

H. B. No. 868—Mr. Negley: To authorize the board of education of Bradford special school district, in Darke and Miami counties, to issue bonds.

H. B. No. 869—Mr. Kirchner: To amend section 6564 of the Revised Statutes of Ohio.

H. B. No. 870—Mr. Carlisle: To authorize the commissioners of Morrow county, Ohio, to build a jail.

H. B. No. 871—Mr. Wetmore (by request): To amend section 161 of the Revised Statutes of Ohio.

H. B. No. 872—Mr. Beman: To authorize the commissioners of Gallia county, Ohio, to transfer the surplus dog tax in said county to the poor fund.

H. B. No. 873—Mr. Palmer: To organize the precincts of Rockport, in Cuyahoga county.

H. B. No. 874—Mr. Chapman: To amend section 466 of the Revised Statutes of Ohio, as amended April 13, 1880.

H. B. No. 875—Mr. McCrory: To authorize the commissioners of Richland county, Ohio, to transfer funds from tax arising from tax on dogs to the Richland County Agricultural Society.

H. B. No. 876—Mr. French: For the relief of Hiram L. Dodge and his sureties.

H. B. No. 877—Mr. Locke: To amend section 753, and to repeal section 754 of the Revised Statutes of Ohio.

H. B. No. 878—Mr. Locke: To amend section 3653 of the Revised Statutes of Ohio.

H. B. No. 879—Mr. Barton: To amend section 3287, and enact supplementary section 7017a of the Revised Statutes of Ohio.

H. B. No. 880—Mr. Robinson: To amend section 4638, 4639, and 4651 of the Revised Statutes of Ohio.

H. B. No. 881—Mr. McCrory: To authorize the city of Mansfield, Ohio, to levy a tax for the purpose of building a normal school building.

H. B. No. 882—Mr. Ray (by request): Supplementary to chapter 2, title 1, division 1, of the Revised Statutes of Ohio.

H. B. No. 883—Mr. Ray (by request): Supplementary to chapter 1, title 3, of the Revised Statutes of Ohio.

H. B. No. 884—Mr. Sullivan: To amend section 6835 of the Revised Statutes of Ohio.

H. B. No. 885—Mr. Cory: To amend section 3347 of the Revised Statutes of Ohio.

H. B. No. 886—Mr. Hill of Hamilton: Making an appropriation to build an aqueduct to take place of culverts in the Miami and Erie canal, below lock 39, south of the summit, in Hamilton county, Ohio.

H. B. No. 887—Mr. Conrad: To authorize certain cities of the second class to erect a building for the use of the fire department, city offices, and a hall, and to purchase a steam fire engine.

H. B. No. 888—Mr. Sawyer: For the relief of Delila M. Swigart.

H. B. No. 889—Mr. Cowgill: To authorize the commissioners of Champaign county to build a bridge across the Pittsburgh, Cincinnati & St. Louis, and New York, Pennsylvania and Ohio Railways, in the city of Urbana, in said county.

H. B. No. 890—Mr. Pugsley: To amend section 4769 of the Revised Statutes of Ohio.

H. B. No. 891—Mr. Moore of Pike: To authorize the commissioners of Pike county to issue bonds to pay indebtedness of the county, and to levy tax for the payment thereof.

H. B. No. 892—Mr. Sawyer: To transfer to the Cincinnati Union Railway Company the Miami and Erie canal lying within the corporate limits of Cincinnati, and to construct a canal from the Northern boundary of Cincinnati through Mill Creek to the river.

H. B. No. 893—Mr. Snyder: To authorize the village of Canal Fulton, Ohio, to transfer the moneys now to the credit of the street, fire department, interest, and marshal's fund of said village to the general and sinking funds of said village.

H. B. No. 894—Mr. Hume: Supplementary to an act entitled "an act supplementary to an act entitled an act to provide for the apportionment of trustees and disposition of moneys, property, and assets, held in trust for building soldiers' monuments," and also supplementary to an act entitled "an an act supplementary to an act to provide for the apportionment of trustees and disposition of moneys, property, and assets held in trust for building soldiers' monuments." (Ohio Laws, volume 68, page 122, Ohio Laws, volume 72, page 60, Ohio Laws, volume 74, page 83.)

Attest:

D. J. EDWARDS, *Clerk*.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has refused to concur in the Senate amendments to

H. B. No. 609: To amend section 930 of the Revised Statutes of Ohio.

Attest:

D. J. EDWARDS, *Clerk*.

Mr. Moore moved that the Senate insist on its amendments and request a committee of Conference.

Which was agreed to.



## MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has concurred in the Senate amendments to

H. J. R. No. 80: Authorizing judicial inquiry into the grant of the berme bank of the Miami and Erie canal.

H. B. No. 234: To amend section 2303 of the Revised Statutes of Ohio.

H. B. No. 442: To amend section 7421 of the Revised Statutes of Ohio.

H. B. No. 669: To prevent fraud in the manufacture and sale of commercial fertilizers.

H. No. 588: To amend section 4889 of the Revised Statutes of Ohio, as amended March 18, 1880. (O. L., vol. 77, p. 65.)

H. B. No. 876: For the releif of Hiram L. Dodge and his sureties.

H. J. R. No. 82: Relative to the a-ssignment of classes of pupils from the Deaf and Dumb Institution, to learn the trade of book binding at the State bindery.

Attest:

D. J. EDWARDS, *Clerk*.

Mr. Hollingsworth submitted the following report:

The committee on Judiciary, to whom was referred S. B. No. 299: Providing for the transfer of Longview Asylum, and the establishment of insane asylums of the State under uniform regulations, to amend sections 698, 699, 700, and 711 of the Revised Statutes of Ohio, and section 639, as amended by the act entitled "an act to amend sections 634, 635, 636, 638, 642, and 650, and to repeal sections 675, 681, 682, 683, 684, 685, 686, 687, 688, 689, 690, 691, and 693 of the Revised Statutes of Ohio," passed April 14, 1880, and to repeal sections 722 to 751, inclusive, of the Revised Statutes of Ohio—having had the same under consideration, report it back with following amendments, and recommend its passage when so amended:

In line 3 of the preamble strike out the word "reasonable."

In section 1, strike out all between the word "that," in the first line, and the word "consumm-ate" in sixth line, and insert in lieu thereof the following: "the governor and the attorney-general be and they are hereby authorized, on behalf of the state to accept the proposition of the board of commissioners of Hamilton county to trasfer Longview asylum, together with all the rights, title, interest, claims, and demands in and growing out of the same, to the state of Ohio, for the sum of one million dollars, if in their judgment, after due investigation, the said sum shall not be more than said prperty is reasonably worth; but if they shall be of the opinion, after such investigation, that the said property is not reasonable worth the sum of one million dollars, then they are hereby authorized to ascertain and fix the reasonable value thereof, either by negotiation with the board of commissioners of Hamilton county, or by submitting the same to arbitration in such manner as they may deem for the best interest of the state, but said sum shall in no event exceed one million dollars, and, when so ascertained or agreed upon, shall be paid to the board of commissioners of said county, in the bonds of the state to be issued for that purpose in the usual form, bearing interest at a rate not to exceed four per cent., and payable at such times and place as the governor and attorney-general, and said board of com-



missioners may determine; and the governor and the attorney-general are hereby authorized to receive and."

D. A. HOLLINGSWORTH,	THOS. J. CARRAN,
R. G. RICHARDS,	LYMAN. J. JACKSON.
F. B. POND,	

Said amendments were agreed to.

Said bill was ordered to be engrossed, and read the third time on Friday.

On motion of Mr. Kirby of Hamilton, said bill with pending amendments was laid upon the table, and ordered printed.

Mr. Saltzgaber submitted the following report:

To committee on Municipal Corporations to whom was referred H. B. No. 536: To amend section 2451 of the Revised Statutes—having had the same under consideration, report it back and recommend its passage.

B. EGGLESTON,	G. M. SALTZGABER,
H. E. O'HAGAN,	P. HITCHCOCK,
CHAS. FLEISCHMANN,	A. R. VAN CLEAF.

Said bill was ordered to be read the third time to-morrow.

Mr. Tyler submitted the following report:

The committee on Railroads, Telegraphs, and Turnpikes, to whom was referred S. B. No. 369: To authorize the commissioners of Brown county to construct certain free turnpike roads—having had the same under consideration, report it back, with following amendment, and recommend its passage when so amended:

Strike out all of section 4, after the word "county," in line 3, and insert the words, "on the tax duplicate."

H. E. O'HAGAN,	GEO. P TYLER,
B. W. CARLISLE,	CHAS. FLEISCHMANN,
THOS. M. BEER,	D. A. HOLLINGSWORTH.
D. D. BEEBE,	

Said amendment was agreed to.

Said bill was ordered to be engrossed, and read the third time to-morrow.

Mr. Pollard submitted the following report:

The committee on Ditches and Drains, to whom was referred S. B. No. 376: To authorize the commissioners of Ottawa county to levy a tax to pay certain claims—having had the same under consideration, report it back with following an endment, and recommend its passage when so amended:

Strike out of lines 3 and 4, in section 2, the words, "to the laborers who did," and insert in lieu thereof the word "for."

L. M. STRONG,	G. M. SALTZGABER,
JNO. C. ENTREKIN,	J. K. POLLARD.

Said amendment was agreed to.

Said bill was ordered to be engrossed, and read the third time to-morrow.

Thursday, March 17, 1881.

Mr. Beer submitted the following report:

The committee on Finance, to whom was referred H. B. No. 689: To authorize the trustees of Granville township, Licking county, to levy a tax and issue bonds to raise money to repair the town hall of said township—having had the same under consideration, report it back with following amendment, and recommend its passage when so amended:

In section 1, line 4, strike out the words "twelve," and insert "twenty-five."

THOS. M. BEER,

C. S. PARKER,

D. D. BEEBE.

GEO. P. TYLER,

P. HITCHCOCK,

B. EGGLESTON,

B. WILKINS.

Said amendment was agreed to.

Said bill was ordered to be engrossed, and read the third time tomorrow.

Mr. Jackson submitted the following report:

The select committee of one, to whom was referred H. B. No. 645: Authorizing certain counties to build railroads, and to lease or operate the same—having had the same under consideration, report it back, with following amendments, and recommend its passage when so amended:

Strike out the word "not" in line 11, section 1.

LYMAN J. JACKSON.

Said amendment was agreed to.

Said bill was ordered to be engrossed, and read the third time tomorrow.

Mr. Hitchcock moved to reconsider the vote by which the Senate concurred in the adoption of H. J. R. No. 103.

Which was agreed to.

Mr. Hitchcock moved that a message be sent to the House, requesting the return of said resolution.

Which was agreed to.

On motion of Mr. Mounts, the Senate adjourned.

Attest:

J. C. DONALDSON, *Clerk*.

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THURSDAY, March 17, 1881—10 O'CLOCK A.M.

The Senate met pursuant to adjournment.

Prayer by R.-v. B. W. Arnett.

The Journal was read and approved.

Mr. Richards presented the petition of D. W. Cristy, and 11 other citizens of Hamilton county, asking the passage of the Stubbs bill without amendment.

Which was referred to the committee on Judiciary.

Bills were read the second time, and referred as follows:

S. B. No. 380: To aid the production of iron.

To the committee on Manufacturers and Commerce.

S. B. No. 381: To authorize the village of Clyde, Ohio, to transfer certain funds named therein.

To committee on Finance.

S. B. No. 382: To amend section 2819 of the Revised Statutes of Ohio.

To committee on Finance.

S. B. No. 383: To amend section 2872 of the Revised Statutes of Ohio.

To committee on Finance.

S. B. No. 384: To amend section three of an act entitled "an act to authorize the commissioners of Brown county, Ohio, to construct a free turnpike road from the terminus of the Ripley and Hillsborough free turnpike road to the Highland county line; and to construct a free turnpike road from the terminus of the Arnheim free turnpike road via Sardinia to the Highland county line; also, from the terminus of the Mt. Orab and Burton free turnpike road via Greenbush to the terminus of the Fayetteville and Chasetown free turnpike road," passed April 17, 1878. (Ohio Laws, volume 75, page 122.)

To committee on Railroads, Turnpikes, and Telegraphs.

S. B. No. 385: To amend section 4 of an act entitled "an act to authorize the commissioners of Brown county, Ohio, to construct certain free turnpike roads," passed April 22, 1879. (Ohio Laws, volume 76, page 243.)

To committee on Railroads, Turnpikes, and Telegraphs.

S. B. No. 386: To amend section 4 of an act entitled "an act to authorize the commissioners of Brown county, Ohio, to construct certain free turnpike roads," passed March 6, 1880. (Ohio Laws, volume 77, page 328.)

To committee on Railroads, Turnpikes, and Telegraphs.

S. B. No. 387: To amend section 4 of an act entitled "an act to authorize the commissioners of Brown county, Ohio, to construct certain free turnpike roads," passed April 10, 1880. (Ohio Laws, volume 77, page 382.)

To committee on Railroads, Turnpikes, and Telegraphs.

H. B. No. 861: To establish a special school district in Killbuck township, Holmes county.

To committee on Common Schools.

H. B. No. 674: To amend section 2658 of the Revised Statutes of Ohio.

To committee on Municipal Corporations.

Mr. Van-Cleaf submitted the following report:

The committee on Revision have examined, and found correctly engrossed S. B. Nos. 376 and 369, and re-engrossed H. B. Nos. 639 and 645.

A. R. VAN CLEAF,  
E. N. HARTSHORN,  
JOHN C. ENTREKIN.

S. B. No. 334: To amend section 1117 of the Revised Statutes of Ohio, as amended April 22, 1880—was informally passed.

S. B. No. 77: To permit cities of the second grade of the first class to require railroad companies to erect safety gates at street crossings and tracks of such road—was informally passed.

S. B. No. 361: To amend section 657 of the Revised Statutes—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 23, nays 1, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Beer, Carran, Cline, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Horr, Jackson, Kelly, Kirby of Wyandot, Moore, Mounts, O'Hagan, Parker, Perkins, Pollard, Pond, Pringle, Richards, and Wilkins of Tuscarawas—23.

Mr. Strong voted in the negative

So the bill passed.

The title was amended by adding the words "of Ohio," and was then agreed to

S. B. No. 345: To amend section 4672 of the Revised Statutes of Ohio—was read the third time

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 28, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Beer, Carran, Cline, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Kirby of Wyandot, Moore, Mounts, O'Hagan, Parker, Perkins, Pollard, Pond, Pringle, Richards, Strong, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—28.

So the bill passed. The title was agreed to.

S. B. No. 369: To authorize the commissioners of Brown county to construct certain free turnpike roads—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 27, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Beer, Carran, Cline, Eggleston, Entrekin, Fleischmann, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Kirby of Wyandot, Moore, Mounts, O'Hagan, Perkins, Pollard, Pond, Richards, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—27.

So the bill passed. The title was agreed to

S. B. No. 376: To authorize the commissioners of Ottawa county to levy a tax to pay claims—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 25, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Beer, Carran, Cline, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Hollingsworth, Kelly, Kirby of Wyandot, Moore, Mounts, O'Hagan, Parker, Perkins, Pollard, Pond, Richards, Strong, Sullivan, Tyler, Wilkins of Fulton, and Wilkins of Tuscarawas—25.

So the bill passed. The title was agreed to.

Mr. Wilkins of Tuscarawas moved to take up the special order of this hour—H. B. No. 320: To amend sections 6944, 7032, and 7033 of the Revised Statutes of Ohio.

Which was agreed to.

Said bill was read the third time

Mr. Wilkins of Tuscarawas demanded a call of the Senate.

A call was had, and the following Senators answered to their names:

Messrs. Atkinson, Beebe, Beer, Carran, Cline, Eggleston, Entrekin, Fleischmann, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pollard, Pond, Pringle, Richards,

Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—33.

On motion of Mr. Wilkins of Tuscarawas, further proceedings under the call were dispensed with.

Mr. Richards moved to refer said bill (H. B. No. 320) to a select committee of one, with instructions to amend as follows:

Strike out all after the enacting clause, and insert the following: "That section 6944 of the Revised Statutes of Ohio be amended and section 7032 be supplemented to read as follows:

"Section 7032a. Whoever, on the first day of the week, commonly called Sunday, participates in or exhibits to the public, with or without charge for admittance, in any building, room, ground, garden, or other place in this State, any theatrical or dramatic performance of any kind or description, or any equestrian or circus performance of jugglers, acrobats, rope dancing, sparring exhibitions, variety shows, negro minstrelsy, living statuary, balooning, or any base-ball playing, or any ten-pins, or other games of similar kind or kinds, or participates in keeping any low or disorderly house of resort, or shall sell, dispose of, or give away, any ale, beer, porter, or spirituous liquors, in any building appendant or adjacent thereto where any such show, performance, or exhibition, is given, or house or place is kept he or she shall, on complaint made within twenty days thereafter, be fined in any sum not exceeding one hundred dollars, or be confined in the county jail not exceeding six months, or both, at the discretion of the court."

"Sec. 2. That section 6945 be and the same is hereby repealed, and this act shall take effect and be in force from and after its passage."

Mr. Horr moved to amend the instructions by striking out the words "enacting clause." and insert in lieu thereof the following: "the word dollars." in line 7, section 1.

Mr. Van Cleaf demanded a division of the question.

The question being on striking out, the yeas and nays were demanded, taken, and resulted—yeas 14, nays 20, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Harper, Hartshorn, Hitchcock, Horr, Moore, Mounts, Perkins Pond, Pringle, Richards, Saltzgaber, Strong, and Wilkins of Tuscarawas—14.

Those who voted in the negative were—

Messrs. Atkinson, Beer, Carran, Cline, Eggleston, Entrekin, Fleischmann, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, O'Hagan, Parker, Pollard, Sullivan, Tyler, Van Cleaf, and Wilkins of Fulton—20.

So the motion to strike out was disagreed to.

On motion of Mr. Hartshorn, the Senate took a recess until 2:30 o'clock p.m.

TWO THIRTY O'CLOCK P.M.

The Senate resumed consideration of H. B. No. 320.

Mr. Van Cleaf moved to amend the motion to refer said bill to a select of one, with instructions to amend as follows:

Amend the instructions by striking out all after the word "clause."

On which motion the yeas and nays were demanded, taken, and resulted—yeas 12, nays 22, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Hollingsworth, Jackson, Kirby of Wyandot, Marriott, Moore, Parker, Pond, Sullivan, Tyler, Van Cleaf, and Wilkins of Fulton—12.

Those who voted in the negative were—

Messrs. Beebe, Beer, Carran, Cline, Eggleston, Entrekin, Fleischmann, Harper, Hartshorn, Hitchcock, Horr, Kelly, Kirby of Hamilton, Mounts, Perkins, Pollard, Pringle, Richards, Saltzgaber, Sinks, Strong, and Wilkins of Tuscarawas—22.

So the motion was disagreed to.

Mr. Pringle moved to amend the instructions as follows :

Insert after the enacting clause the following :

"Section 6944. Whoever sells or barterers any spirituous liquors on the first day of the week, commonly called Sunday, except upon the written prescription of a practicing physician, shall be fined not more than fifty dollars."

On which motion the yeas and nays were demanded, taken, and resulted—yeas 18, nays 14, as follows :

Those who voted in the affirmative were—

Messrs. Beebe, Beer, Eggleston, Hitchcock, Horr, Hollingsworth, Kelly, Marriott, Moore, Mounts, Perkins, Pollard, Pond, Pringle, Richards, Saltzgaber, Strong, and Wilkins of Tuscarawas—18.

Those who voted in the negative were—

Messrs. Atkinson, Carran, Cline, Entrekin, Fleischmann, Hartshorn, Jackson, Kirby of Hamilton, Kirby of Wyandot, Parker, Sinks, Tyler, Van Cleaf, and Wilkins of Fulton—14.

So the motion was agreed to.

Mr. Marriott moved to amend the instructions by adding at the end thereof the following :

"Section 7033. Whoever, being over fourteen years of age, engages in common labor on Sunday (works of necessity and charity excepted) shall, on complaint made within ten days thereafter, be fined not more than fifty dollars; but this section does not extend to those who conscientiously observe the seventh day of week as the Sabbath; nor shall it be construed so as to prevent families emigrating from traveling, watermen from landing their passengers, superintendents or keepers of toll-bridges or toll-gates from attending the same, or ferrymen from conveying travelers over waters."

On which motion the yeas and nays were demanded, taken, and resulted—yeas 3, nays 26, as follows :

Those who voted in the affirmative were—

Messrs. Hitchcock, Hollingsworth, and Marriott—3.

Those who voted in the negative were—

Messrs. Atkinson, Beebe, Beer, Carran, Cline, Eggleston, Entrekin, Fleischmann, Hartshorn, Horr, Jackson, Kelly, Kirby of Wyandot, Moore, Mounts, Perkins, Pollard, Pond, Richards, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, and Wilkins of Tuscarawas—26.

So the motion was disagreed to.

The question recurring on the motion to refer said bill to a select committee of one, with instructions to amend, the yeas and nays were demanded, taken, and resulted—yeas 18, nays 15, as follows :

Those who voted in the affirmative were—

Messrs. Beebe, Beer, Carran, Cline, Eggleston, Entrekin, Fleischmann, Harper, Horr, Kelly, Kirby of Hamilton, Mounts, Perkins, Pollard, Pond, Richards, Sinks, and Strong—18.

Those who voted in the negative were—

Messrs. Atkinson, Hartshorn, Hitchcock, Hollingsworth, Jackson, Kirby of Wyandot, Marriott, Moore, Parker, Saltzgaber, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—15.

So the motion was agreed to.

The President *pro tem.* appointed Mr. Richards such committee, who reported the bill back amended as instructed.

Mr. Hollingsworth moved to refer said bill (H. B. No. 320) to a select committee of one, with instructions to amend as follows:

Add to section 1 the following:

"Section 7032b. Whoever, knowing of a violation of this act, shall fail or neglect to make complaint against the person so violating the same to a proper officer, and cause the same to be duly prosecuted, shall be deemed guilty of a misdemeanor, and shall, upon conviction, be punished in the same manner as is provided for the punishment of said violation."

On which motion the yeas and nays were demanded, taken, and resulted—yeas 9, nays 22, as follows:

Those who voted in the affirmative were—

Messrs. Cline, Eggleston, Entekin, Fleischmann, Hollingsworth, Kelly, Kirby of Hamilton, Sinks, and Wilkins of Fulton—9.

Those who voted in the negative were—

Messrs. Atkinson, Beebe, Beer, Hartshorn, Hitchcock, Horr, Jackson, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Perkins, Pollard, Pond, Pringle, Richards, Saltzgaber, Strong, Sullivan, Tyler, Van Cleaf, and Wilkins of Tuscarawas—22.

So the motion was disagreed to.

Mr. Richards demanded a call of the Senate.

A call was had, and the following Senators answered to their names:

Messrs. Atkinson, Beebe, Beer, Carran, Cline, Eggleston, Entekin, Fleischmann, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pollard, Pond, Pringle, Richards, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—35.

On motion of Mr. Richards, further proceedings under the call were dispensed with.

The question then being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 27, nays 7, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Beer, Carlisle, Carran, Cline, Eggleston, Entekin, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Marriott, Moore, Mounts, Perkins, Pollard, Pond, Pringle, Richards, Sinks, Strong, Sullivan, and Wilkins of Tuscarawas—27.

Those who voted in the negative were—

Messrs. Fleischmann, Kirby of Hamilton, Kirby of Wyandot, O'Hagan, Saltzgaber, Tyler, and Van Cleaf—7.

So the bill passed.

The title was amended by striking out the words and figures "7032 and 7033," and inserting "and supplementary to 7032a," and was then agreed to.

Mr. Carran moved that S. B. No. 278 be taken from the table.

Which was agreed to.

The question then being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 16, nays 17, as follows:

Those who voted in the affirmative were—

Messrs. Carlisle, Carran, Cline, Eggleston, Entrekin, Fleischmann, Harper, Jackson, Kelly, Kirby of Wyandot, O'Hagan, Parker, Saltzgaber, Tyler, Van Cleaf, and Wilkins of Fulton—16.

Those who voted in the negative were—

Messrs. Atkinson, Beebe, Beer, Hartshorn, Hitchcock, Horr, Hollingsworth, Kirby of Hamilton, Moore, Perkins, Pond, Pringle, Richards, Sinks, Strong, Sullivan, and Wilkins of Tuscarawas—17.

So the bill having failed to receive a constitutional majority, was lost.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has passed the following bill, in which the concurrence of the Senate is requested:

H. B. No. 895—Mr. Estill: To authorize the commissioners of Holmes county to transfer certain funds in the treasury.

Attest:

D. J. EDWARDS, *Clerk*.

Said bill were read the first time.

Mr. Sullivan moved that the constitutional rule requiring bills to be read on three different days be dispensed with, that said bill (H. B. No. 895) may be read the second time by its title.

On which motion the yeas and nays were taken, and resulted—yeas 28, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Beer, Carlisle, Carran, Cline, Eggleston, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kirby of Wyandot, Moore, Mounts, Parker, Pollard, Pond, Pringle, Richards, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—28.

So the motion was agreed to.

Said bill was read the second time, and referred to the committee on Finance.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives accedes to the request of the Senate for the return of

H. J. R. No. 103: Relative to occupancy of the road bed of the Ohio Railroad Company by the Lake Erie and Western Railroad Company.

Attest:

D. J. EDWARDS, *Clerk*.

Mr. Hitchcock moved to fill the blank in said resolution with the word "three."

Which was agreed to.



The question being on the adoption of the resolution, the yeas and nays were ordered, taken, and resulted—yeas 29, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Bear, Carran, Cline, Eggleston, Harper, Harts-horn, Hitchcock, Horr, Hollingsworth, Kelly, Kirby of Wyandot, Mar-riott, Moore, Mounts, Parker, Pollard, Pond, Pringle, Richards, Saltz-gaber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—29.

So the Senate concurred in the adoption of the resolution.

The President *pro tem* appointed on said committee, on the part of the Senate, Messrs. Pringle, Beebe, and Saltzgaber.

Mr. Eggleston moved to informally pass the third reading of bills.

Which was agreed to.

The following bills were introduced and read the first time:

S. B. No. 391—Mr. Van Cleaf: To amend section 3906 of the Re-vised Statutes of Ohio

S. B. No. 392—Mr. Perkins: To amend sections 7414 and 7433 of the Re-vised Statutes of Ohio.

S. B. No. 393—Mr. Jackson: Supplementary to an act entitled "an act to authorize the survey and estimate of the grading of certain roads in Perry county," passed April 17, 1880.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

Mr. President:

The House of Representatives has passed the following bills, in which the concurrence of the Senate is requested:

H. B. No. 896—Mr. Cowgill: To authorize the commissioners of Cham-paign county, Ohio, to transfer funds raised from the tax on dogs to the Champaign County Agricultural Society.

H. B. No. 893—Mr. Sayder: To authorize the village of Canal Ful-ton, Ohio, to transfer the moneys now to the credit of the street, fire department, interest, and marshal's fund of said village, to the general and sinking funds of said village.

H. B. No. 702—Mr. Scott of Warren: Making partial appropriations for the benevolent, penal, and reformatory institutions of the State for the last three-quarters of the fiscal year ending November 15, 1881, and the first quarter of the fiscal year ending February 15, 1882.

H. B. No. 695—Mr. Scott of Warren: To amend section 321 of the Revised Statutes of Ohio.

H. B. No. 312—Mr. Chapman: To amend section 6342 of the Re-vised Statutes of Ohio.

H. B. No. 533—Mr. Chapman: To amend section 2926 of the Revised Statutes of Ohio, as amended by the act passed April 17, 1880. (Ohio Laws, volume 77, page 312.)

Attest:

D. J. EDWARDS, Clerk.

Said bills were read the first time.

Mr. Hollingsworth submitted the following report:

The joint committee on Enrollment have examined, and found cor-rectly enrolled, the following bills and joint resolution:

H. B. No. 655: To authorize the commissioners of Seneca county to

transfer funds from tax on dogs to Seneca County Agricultural Society, to pay its indebtedness and to improve and add to its grounds.

H. B. No. 737: To increase the levy for the purpose of continuing the schools in the special school districts of Nelsonville and Coolville, in Athens county.

H. J. R. No. 105: Requesting Senators and Representatives in the Congress of the United States to use their influence against the reissuing of a certain patent.

H. J. R. No. 82: Relative to the assignment of classes of pupils from the Deaf and Dumb Institution to learn the trade of book-binding at the State bindery.

S. B. No. 370: To amend section 1 of an act entitled "an act to authorize certain townships to build railroads, and to lease or operate the same," passed April 15, 1880 (O. L., vol. 77, p. 255).

H. B. No. 749: To authorize certain incorporated villages to construct machine shops, and to issue bonds therefor.

S. B. No. 388: To authorize the commissioners of Huron county to purchase additional grounds, and to improve their court-house, and to issue bonds to pay for the same.

D. A. HOLLINGSWORTH,  
L. M. STRONG,  
J. K. POLLARD,  
JOHN F. LOCKE,

H. R. SMITH,  
W. T. WALLACE,  
J. L. CORYELL.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The Speaker of the House of Representatives has, in the presence of the House, signed the following bills and joint resolutions:

H. B. No. 655: To authorize the commissioners of Seneca county, Ohio, to transfer funds arising from tax on dogs to Seneca County Agricultural Society, to pay its indebtedness and to improve and add to its grounds.

H. B. No. 737: To increase the levy for the purpose of continuing the schools in the special school districts of Nelsonville and Coolville, in Athens county.

H. J. R. No. 82: Relative to assignment of classes of pupils from the Deaf and Dumb Institution, to learn the trade of book-binding at the State bindery.

H. J. R. No. 105: Requesting Senators and Representatives in Congress of the United States to use their influence against the reissuing of a certain patent.

S. B. No. 388: To authorize the commissioners of Huron county to purchase additional grounds, and enlarge and improve their court house, and to borrow money by an issue of bonds to pay for the same.

H. B. No. 749: To authorize certain incorporated villages to construct machine shops, and to issue bonds therefor.

S. B. No. 370: To amend section 1 of an act entitled "an act to authorize certain townships to build railroads, and to lease or operate the same," passed April 15, 1880. (Ohio Laws, volume 77, page 255.)

Attest:

D. J. EDWARDS, *Clerk*.

The President *pro tem.* of the Senate, in the presence of the Senate, signed said bills and joint resolutions.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has concurred in the passage of the following bill:

S. B. No. 235: To amend section 4071 of the Revised Statutes of Ohio.

Attest:

D. J. EDWARDS, *Clerk.*

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives requests the return of  
S. B. No. 235: To amend section 4071 of the Revised Statutes of Ohio.

Attest:

D. J. EDWARDS, *Clerk.*

Mr. Tyler moved that the request of the House be granted.  
Which was agreed to.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The following bill has been introduced in the House of Representatives, and read the first time:

H. B. No. 897—Mr. Scott of Warren, Chairman Finance Committee: Making appropriations for the benevolent, penal, and reformatory institutions of the State, for the last three quarters of the fiscal year ending November 15, 1881, and the first quarter of the fiscal year ending February 15, 1882.

Attest:

D. J. EDWARDS, *Clerk.*

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives requests the return of  
H. B. No. 609: To amend section 930 of the Revised Statutes of Ohio.

Attest:

D. J. EDWARDS, *Clerk.*

Mr. Pond moved that the request of the House be granted.  
Which was agreed to.

Thursday, March 17, 1881.

## MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has appointed as a committee of conference on the part of the House on matters of difference between the two Houses on

S. B. No. 120: Relating to State roads and unimproved free turn-pikes—

Messrs. Cole, Yates, and Reed of Ross.

Attest:

D. J. EDWARDS, *Clerk.*

## MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has concurred in the Senate amendments to

H. B. No. 609: To amend section 930 of the Revised Statutes of Ohio.

H. B. No. 570: To amend section 301 of the Revised Statutes of Ohio.

H. B. No. 732: To encourage the killing of wood chucks or ground hogs in Erie county, Ohio.

Attest:

D. J. EDWARDS, *Clerk.*

Mr. Pond submitted the following report:

The committee on Judiciary, to whom was referred S B No 250: To amend section 628 of the Revised Statutes of Ohio—having had the same under consideration, report it back with following amendments, and recommend its passage when so amended:

Strike out all after the enacting clause, and insert the following:

That section 6275 of the Revised Statutes of Ohio be amended so as to read as follows:

“Section 6275. It shall be the duty of the court by which any guardian has been or may be appointed, to enforce the return, at the prescribed times, of all inventories and accounts required to be filed in such court by such guardian, and also to enforce the performance of all other duties devolving upon guardians appointed by such court, with or without complaint being first made, and thereupon to make and enter such judgments and orders as may be requisite in any case to promote the faithful and correct discharge of the duties of such guardians, or preserve the estate of minors for whom such guardians may have been or shall be appointed; and upon the filing of every account for settlement by a guardian, the court shall allow the bondsman of such guardian, or other person interested or affected thereby, to appear in said court and file exceptions thereto, and to examine such guardian under oath upon any matters relating to his account, or touching any money or property of his ward or wards which has come to his hands, and they shall have the right to compel the attendance of witnesses on the hearing of such exception, as in any civil case; provided, that when exceptions are filed, as aforesaid, by

such bondsmen, on the hearing thereof, they shall be entitled to such credits as the guardian could legally have had in his favor."

F. B. POND,	LYMAN J. JACKSON,
F. M. MARRIOTT,	D. A. HOLLINGSWORTH.
R. G. RICHARDS,	

Said amendments were agreed to.

Said bill was ordered to be engrossed, and read the third time next Wednesday.

Mr. Pond submitted the following report:

The committee on Judiciary, to whom was referred S. B. No. 291: To amend section 4714 of the Revised Statutes of Ohio—having had the same under consideration, report it back and recommend its passage.

F. B. POND,	D. A. HOLLINGSWORTH,
LYMAN J. JACKSON,	R. G. RICHARDS.

Said bill was ordered to be read the third time to-morrow.

Mr. Pond submitted the following report:

The committee on Judiciary, to whom was referred H. B. No. 636: To amend section 6195 of the Revised Statutes of Ohio—having had the same under consideration, report it back and recommend its passage.

F. B. POND,	R. G. RICHARDS,
LYMAN J. JACKSON,	D. A. HOLLINGSWORTH.

Said bill was ordered to be read the third time to-morrow.

Mr. Pond submitted the following report:

The committee on Judiciary, to whom was referred H. B. No. 808: To amend section 3206 of the Revised Statutes of Ohio—having had the same under consideration, report it back and recommend its passage.

F. B. POND,	LYMAN J. JACKSON,
T. J. PRINGLE,	R. G. RICHARDS.

Said bill was ordered to be read the third time to-morrow.

Mr. Pond submitted the following report:

The committee on Judiciary, to whom was referred H. B. No. 652: To authorize the county commissioners of Lucas county to issue bonds—having had the same under consideration, report it back and recommend its passage.

F. B. POND,	LYMAN J. JACKSON,
R. G. RICHARDS,	D. A. HOLLINGSWORTH,

Said bill was ordered to be read the third time to-morrow.

Mr. Pond submitted the following report:

The committee on Judiciary, to whom was referred S. B. No. 364: To amend section 522 of the Revised Statutes of Ohio—having had the same under consideration, report it back and recommend its passage.

F. B. POND,	LYMAN J. JACKSON,
R. G. RICHARDS,	D. A. HOLLINGSWORTH.

Said bill was ordered to be engrossed, and read the third time to-morrow.

Mr. O'Hagan submitted the following report:

The committee on Railroads, Telegraphs, and Turnpikes, to whom was referred S. B. No. 386: To amend section 4 of an act entitled "an act to authorize the commissioners of Brown county, Ohio, to construct certain free turnpike roads," passed March 6, 1880 (Ohio Laws, volume 77, page 328)—having had the same under consideration, report it back and recommend its passage.

D. D. BEEBE,	GEO. P. TYLER,
H. E. O'HAGAN,	CHAS. FLEISCHMANN.
THOS. M. BEER,	

Said bill was ordered to be engrossed, and read the third time to morrow.

Mr. Eggleston submitted the following report:

The committee on Municipal Corporations, to whom was referred S. J. R. No. 71: Providing for compensation to Chas. W. Rowland, Fred. I. Mayer, and James P. Hilbreth, for investigating the affairs of the trustees of the Cincinnati Southern Railway—having had the same under consideration, report it back with following amendment, and recommend its adoption when so amended:

In line 5 strike out the word "three" and insert the word "two."

CHAS. FLEISCHMANN,	P. HITCHCOCK,
B. EGGLESTON,	A. R. VAN CLEAF,
THOMAS J. CARRAN,	H. E. O'HAGAN.

Said amendment was agreed to.

The question being on the adoption of said resolution, the yeas and nays were ordered, taken, and resulted—yeas 26, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Beer, Carlisle, Cline, Eggleston, Fleischmann, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Kelly, Kirby of Wyandot, Moore, Mounts, O'Hagan, Parker, Perkins, Pollard, Pond, Richards, Saltzgaber, Sullivan, Tyler, Van Cleaf, and Wilkins of Tuscarawas—26.

So the resolution was adopted.

Mr. Beebe submitted the following report:

The committee on Railroads, Telegraphs, and Turnpikes, to whom was referred H. B. No. 846: To authorize the commissioners of Scioto county to levy a tax for the purpose of constructing certain free turnpikes in said county—having had the same under consideration, report it back and recommend its passage.

D. D. BEEBE,	D. A. HOLLINGSWORTH,
GEO. P. TYLER,	CHAS. FLEISCHMANN,
THOS. M. BEER,	H. E. O'HAGAN.
B. W. CARLISLE,	

Said bill was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 29, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Beer, Carlisle, Cline, Entreklin, Fleischmann, Harper, Hartshorn, Horr, Hollingsworth, Jackson, Kelly, Kirby of Ham-

ilton, Kirby of Wyandot, Moore, Mounts, O'Hagan, Parker, Perkins, Pollard, Pond, Pringle, Richards, Sinks, Sullivan, Tyler, Van Cleaf, and Wilkins of Tuscarawas—29.

So the bill passed. The title was agreed to.

Mr. Beebe submitted the following report:

The committee on Railroads, Telegraphs, and Turnpikes, to whom was referred H. B. No. 664: To amend section 3479 of the Revised Statutes of Ohio—having had the same under consideration, report it back and recommend its passage.

D. D. BEEBE,	D. A. HOLLINGSWORTH,
GEO. P. TYLER,	THOS. M. BEER,
H. E. O'HAGAN,	CHAS. FLEISCHMANN.
B. W. CARLISLE,	

Said bill was ordered to be read the third time to-morrow.

Mr. Beebe submitted the following report:

The committee on Railroads, Telegraphs, and Turnpikes, to whom was referred S. B. No. 385: To amend section 4 of an act entitled "an act to authorize the commissioners of Brown county, Ohio, to construct certain free turnpike roads," passed April 22, 1879 (Ohio Laws, volume 76, page 243)—having had the same under consideration, report it back and recommend its passage.

GEORGE P. TYLER,	D. D. BEEBE,
H. E. O'HAGAN,	B. W. CARLISLE,
CHAS. FLEISCHMANN,	THOS. M. BEER.

Said bill was ordered to be engrossed, and read the third time to-morrow.

Mr. Tyler submitted the following report:

The committee on Railroads, Telegraphs, and Turnpikes, to whom was referred S. B. No. 387: To amend section 4 of an act entitled "an act to authorize the commissioners of Brown county, Ohio, to construct certain free turnpike roads," passed April 10, 1880 (Ohio Laws, volume 77, page 382)—having had the same under consideration, report it back and recommend its passage.

D. D. BEEBE,	CHAS. FLEISCHMANN,
GEO. P. TYLER,	THOS. M. BEER.
H. E. O'HAGAN,	

Said bill was ordered to be engrossed, and read the third time to-morrow.

Mr. Tyler submitted the following report:

The committee on Railroads, Telegraphs, and Turnpikes, to whom was referred S. B. No. 384: To amend section 3 of an act entitled "an act to authorize the commissioners of Brown county, Ohio, to construct a free turnpike road from the terminus of the Ripley and Hillsborough free turnpike road to the Highland county line; and to construct a free turnpike road from the terminus of the Arnheim free turnpike road via Sardinia to the Highland county line; also, from the terminus of the Mt. Orab and Burton free turnpike road via Greenbush to the terminus of the Fayetteville and Chasetown free turnpike road," passed April 17,

1878 (Ohio Laws volume 75, page, 1122)—having had the same under consideration, report it back, and recommend its passage.

D. D. BEEBE,	CHAS. FLEISCHMANN,
GEO. P. TYLER,	THOS. M. BEER.
H. E. O'HAGAN	

Said bill was ordered to be engrossed, and read the third time to-morrow.

Mr. Hartshorn submitted the following report :

The committee on Schools and School Lands, to whom was referred S. B. No. 353: To amend section 403 of the Revised Statutes of Ohio—having had the same under consideration, report it back and recommend its passage.

E. N. HARTSHORN,	L. HARPER,
WM. C. CLINE,	A. R. VAN CLEAF.
H. E. O'HAGAN,	

Said bill was ordered to be engrossed, and read the third time to-morrow.

Mr. Perkins submitted the following report :

The committee on Penitentiary, to whom was referred H. B. No. 372: To amend sections 7427 and 7432 of the Revised Statutes of Ohio—having had the same under consideration, report it back with following amendments, and recommend its passage when so amended :

In lines 22 and 23 strike out "or to punish by whipping, ducking, or immersion, or the use of electricity."

After the word "and," in line 25, insert, also all money paid to the prisoner during his confinement shall be entered on the clerk's books, all of which money so received of such prisoner."

In line 26 strike out "said."

In lines 30 and 31, strike out "good warm shoes, a hat."

In line 31 strike out "and also."

Strike out all of lines 32, 33, and 34.

After line 34 strike out all, and insert the following :

"Section 6797. A person convicted of felony shall, unless his sentence be reversed or annulled, be incompetent to be an elector or juror, or to hold any office of honor, trust or profit in this State; the pardon of a convict shall effect a restoration of the rights and privileges so forfeited, or they may be restored as provided in section 7432, but a pardon shall not release a convict from the costs of his conviction, unless so stated therein.

"Section 7432. In order that good behavior may be properly rewarded, the board shall provide in its rules and regulations for a correct daily record of the conduct of each convict, and his fidelity and diligence in the performance of his work; and each convict who is sentenced for a term other than for life, shall be entitled to diminish the period of his sentence, and be restored to the rights and privileges forfeited by his conviction, under the following rules and regulations:

"1 (a). For each month, commencing on the first day after his arrival at the penitentiary, during which he has not been guilty of a violation of discipline, or of any of the rules of the prison, and has labored with



diligence and fidelity, he shall be allowed a deduction of five days from the period of his sentence.

"(b). After he has passed one full year of his sentence, in which he has not been guilty of a violation of discipline, or any of the rules of the prison, and has labored with diligence and fidelity, the deduction shall be seven days from the period of his sentence, for each month.

"(c). After he has passed two full years of his sentence, as above provided, the deduction from his term shall be nine days for each month.

"(d). After he has passed three full years of his sentence, as above provided, the deduction from his term shall be ten days for each month.

"2. For violation of the rules and discipline, or for a want of fidelity and care in the performance of work, he shall not only forfeit all gained time for the month in which delinquency occurs, but, according to the aggravated nature or the frequency of his offenses, the board may deduct a portion or all of his time previously gained; but the board may review the conduct record of a convict, and if it appear that any violation of the rules and discipline was committed through ignorance, or circumstances beyond his control, or abuse by an officer, may restore him to the standing he possessed before such violation.

"3. If he pass the entire period of his sentence without a violation of the rules and discipline, except such as the board excuse in pursuance of the preceding clause, the rights and privileges forfeited by his conviction shall thereby be restored, and he shall receive from the governor a certificate, under the great seal of the State, as evidence of such restoration, to be issued upon presentation to the governor, of a certificate of such conduct, which shall be furnished to such convict by the warden.

"4. A convict who is not entitled to a restoration of the rights and privileges forfeited by his conviction, as provided for in the preceding clause, who conducts himself in an exemplary manner for a continuous period of not less than twelve consecutive months succeeding his discharge, and presents to the governor a certificate of that fact signed by ten or more good and well known citizens of the place where he has resided during such period, certified to be such by the probate judge of the county wherein they reside, and whose signatures are certified by such judge to be genuine, shall be entitled, in consideration thereof, to a restoration, shall be evidenced by the certificate of the governor, under the great seal of the State.

"5. If a convict be prevented from laboring, by sickness or other infirmity not intentionally produced by himself, or by other cause for which he is not responsible, he shall be entitled, by good conduct, to the same deduction from his sentence each month, as above provided for; and the board shall allow him a sum of money sufficient to defray all his necessary expenses to the county where he was convicted, together with five dollars in money.

"Sec. 2. That said original sections 6797, 7427, 7432, be and are hereby repealed, and this act shall take effect upon its passage."

R. A. HERR,  
H. B. PERKINS,  
T. J. PRINGLE,

GEO. P. TYLER.  
B. WILKINS,  
J. J. SULLIVAN.

On motion of Mr. Horr, said bill was laid upon the table and ordered printed with amendments.

## MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has concurred in the passage of the following bill:

S. B. No. 367: To authorize certain cities to construct machine shops, and to issue bonds therefor.

With the following amendments, in which the concurrence of the Senate is requested:

1. In section 1, line 5, after the word "construct," insert the following words: "within the corporate limits of such city."

2. In section 4, line 8, strike out the word "ten" and insert in lieu thereof the word "fifteen."

3. In section 6, line 4, after the word "levy" insert the words: "in addition to the amount of tax now limited by law."

Attest:

D. J. EDWARDS, *Clerk*.

The question being on concurring in said amendments, the yeas and nays were ordered, taken, and resulted—yeas 26, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carlisle, Cline, Eggleston, Harper, Hartshorn, Horr, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, Parker, Perkins, Pollard, Pond, Pringle, Richards, Sinks, Strong, Sullivan, Tyler, and Van Cleaf—26.

So the Senate concurred in said amendments.

Mr. Wilkins of Tuscarawas submitted the following report:

The select committee of one, to whom was referred H. B. No. 653: Supplementary to an act entitled "an act to authorize certain municipal corporations to construct machine shops, and issue bonds therefor," passed April 13, 1880 (Ohio Laws, volume 77, page 193)—having had the same under consideration, report it back and recommend its passage.

B. WILKINS.

On motion of Mr. Wilkins of Tuscarawas, said bill was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 21, nays 1, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Carlisle, Eggleston, Fleischmann, Harper, Hartshorn, Horr, Jackson, Kelly, Kirby of Wyandot, Marriott, Moore, O'Hagan, Parker, Perkins, Sinks, Sullivan, Tyler, Wilkins of Fulton, and Wilkins of Tuscarawas—21.

Mr. Pond voted in the negative.

So the bill passed. The title was agreed to.

Mr. Pond moved to take from the table S. J. R. No. 77.

Which was agreed to.

On motion of Mr. Pond, said resolution was referred to the committee on Judiciary.

Mr. Beer asked and obtained leave of absence for Mr. Kirby of Wyandot until next Monday.

On motion of Mr. Beer, the Senate adjourned.

Attest:

J. C. DONALDSON, *Clerk*.

FRIDAY, *March* 18, 1881—10 O'CLOCK A.M.

The Senate met pursuant to adjournment.

Prayer by Rev. A. C. Hirst.

The Journal was read and approved.

Mr. Entrekin submitted the following report:

The committee on Revision have examined, and found correctly engrossed, S. B. Nos. 353, 291, 384, 387, 364, 385, and 386.

JOHN C. ENTREKIN,  
E. N. HARTSHORN,  
F. M. MARRIOTT.

Bills were read the second time, and referred as follows:

S. B. No. 389: To amend section 1663 of the Revised Statutes of Ohio.

To committee on Municipal Corporations.

S. B. No. 390: To amend section 44 of the Revised Statutes of Ohio.

To committee on Judiciary.

H. B. No. 893: To authorize the village of Canal Fulton, Ohio, to transfer the moneys now to the credit of the street, fire department, interest, and marshal's funds of said village to the general and sinking funds of said village.

To committee on Municipal Corporations.

H. B. No. 896: To authorize the commissioners of Champaign county, Ohio, to transfer funds raised from the tax on dogs to the Champaign County Agricultural Society.

To committee on Agriculture.

H. B. No. 533: To amend section 2926 of the Revised Statutes of Ohio, as amended by the act passed April 17, 1880. (Ohio Laws, volume 77, page 312.)

To committee on Municipal Corporations.

H. B. No. 312: To amend section 6842 of the Revised Statutes of Ohio.

To committee on Judiciary.

H. B. No. 695: To amend section 321 of the Revised Statutes of Ohio.

To committee on Public Printing.

H. B. No. 702: Making partial appropriations for the benevolent, penal, and reformatory institutions of the State, for the last three quarters of the fiscal year ending November 15, 1881, and the first quarter of the fiscal year ending February 15, 1882.

To committee on Finance.

S. B. No. 334: To amend section 1117 of the Revised Statutes of Ohio, as amended April 22, 1880—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 25, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Carlisle, Cline, Eggleston, Entrekin, Hartshorn, Horr, Hollingsworth, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, O'Hagan, Perkins, Pollard, Pond, Pringle, Richards, Sinks,

Strong, Sullivan, Tyler, Wilkins of Fulton, and Wilkins of Tuscarawas—25.

So the bill passed. The title was agreed to.

S. B. No. 77: To permit cities of the second grade of the first class to require railroad companies to erect safety gates at street crossings and tracks of such road—was referred to a select committee of one.

S. J. R. No. 56 was informally passed.

Mr. Pond moved to take from the table Sub. for H. B. No. 190.

Which was agreed to.

Mr. Cline demanded a call of the Senate.

Mr. Richards asked and obtained indefinite leave of absence for Mr. Creamer.

Mr. Sullivan asked and obtained leave of absence for Mr. Harper.

A call of the Senate was then had, and the following Senators answered to their names:

Messrs. Atkinson, Beebe, Beer, Carlisle, Carran, Cline, Eggleston, Entrekin, Fleischmann, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Mounts, O'Hagan, Parker, Perkins, Pollard, Pond, Pringle, Richards, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—34.

On motion of Mr. Carlisle, all further proceedings under the call were dispensed with.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 20, nays 10, as follows:

Those who voted in the affirmative were—

Messrs. Carlisle, Cline, Eggleston, Entrekin, Fleischmann, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Mounts, O'Hagan, Parker, Pollard, Pond, Richards, Saltzgaber, Tyler, and Wilkins of Fulton—20.

Those who voted in the negative were—

Messrs. Atkinson, Beebe, Hartshorn, Hitchcock, Horr, Perkins, Sinks, Strong, Sullivan, and Van Cleaf—10.

So the bill passed. The title was agreed to.

On motion of Mr. Eggleston, the Senate took a recess.

THREE O'CLOCK P.M.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has concurred in the passage of the following bill:

S. B. No. 145: To prohibit the catching of brook trout and salmon, except by angling.

With the following amendments, in which the concurrence of the Senate is requested:

Strike out all after the enacting clause and insert as follows:

"Section 6968. Whoever, in any of the waters of any creek, river, canal, lake, pond, or reservoir, or in any body of water, whether artificial or natural, lying within the State of Ohio, except in private fishing waters,

in Lake Erie, the Mercer county reservoir, the Laramie reservoir in Shelby county, and the Licking county reservoir, catches, in any way other than by hook and line, shooting, and spearing, any fish except minnows, suckers, and mullets, or whoever maliciously disturbs any fish in any private waters, shall be fined for each offense not more than fifty dollars nor less than ten dollars, or imprisoned not more than sixty nor less than ten days. Whoever catches, except with hook and line, or by shooting or spearing, any fish, except minnows, suckers, and mullets, in any waters of Ohio, except in private fishing waters, between the twenty-fourth day of May and the first day of September of each year, or whoever buys, sells, or offers for sale any fish so caught, shall be fined for each offense not more than fifty nor less than ten dollars, or imprisoned not more than sixty nor less than ten days; provided, that the time for fishing in Lake Erie and selling the fish so caught shall be extended to the fifteenth day of June, east of the Cuyahoga river. Whoever trespasses upon any private fishing waters, under control of one or more persons, or a corporation, or company, shall be liable to said person, corporation, or company for not less than ten nor more than one hundred dollars, and for the value of any fish killed or taken.

"SEC. 2. Sections 6968, 6968a, 6968b, and 6968c of the above recited act are hereby repealed.

"SEC. 3. This act shall be in force from its passage."

Strike out the title and insert:

"To amend section 6968, and repeal sections 6968a, 6968b, and 6968c of the Revised Statutes of Ohio."

Attest:

D. J. EDWARDS, *Clerk.*

On motion of Mr. O'Hagan, said message was referred to the committee on Fish Culture and Game.

Mr. Hollingsworth submitted the following report:

The committee on Privileges and Elections, to whom was referred H. B. No. 759: To divide Liverpool township, Columbiana county, into two election precincts—having had the same under consideration, report it back and recommend its passage.

D. A. HOLLINGSWORTH,  
T. J. PRINGLE,  
B. W. CARLISLE,

JOSIAH KIRBY,  
LINDSEY KELLY.

Said bill was read the third time.

Mr. Hartshorn moved to refer said bill (H. B. No. 759) to a select committee of one, with instructions to amend as follows:

Insert after line 18 the following:

"SEC. 2. The trustees of said Liverpool township shall give at least ten (10) days notice of the time and place of holding elections in the said precincts of said township prior to the 4th day of April, 1881, by posting up written or printed notices in such number of places as to them seem proper for the general information of the electors of said several precincts."

Which was agreed to.

The President *pro tem.* appointed Mr. Hartshorn such committee, who reported the bill back amended as instructed.

The question then being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 24, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Beer, Carlisle, Cline, Eggleston, Harper, Hartshorn, Hollingsworth, Kirby of Hamilton, Kirby of Wyandot, Marriott, O'Hagan, Parker, Perkins, Pollard, Pond, Pringle, Richards, Sinks, Strong, Sullivan, Tyler, and Van Cleaf—24.

So the bill passed. The title was agreed to.

H. B. No. 645: Authorizing certain counties to build railroads, and to lease or operate the same—was read the third time.

Mr. Van Cleaf moved to refer said bill (H. B. No. 645) to a select committee of one, with instructions to amend as follows:

In section 1, lines 2 and 3, strike out the words "forty-four thousand inhabitants," and insert in lieu thereof the words "forty-nine thousand six hundred and fifty, and less than forty-nine thousand eight hundred, by the last federal census."

Which was agreed to.

The President *pro tem.* appointed Mr. Van Cleaf such committee, who reported the bill back amended as instructed.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 17, nays 9, as follows:

Those who voted in the affirmative were—

Messrs. Carlisle, Carran, Eggleston, Fleischmann, Harper, Jackson, Kirby of Hamilton, Kirby of Wyandot, Marriott, O'Hagan, Parker, Richards, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—17.

Those who voted in the negative were—

Messrs. Atkinson, Cline, Entrekin, Hartshorn, Hitchcock, Pollard, Pond, Sinks, and Strong—9.

So the bill, having failed to receive a constitutional majority, was lost.

Mr. Jackson moved to reconsider the vote by which said bill was lost.

Which was agreed to.

On motion of Mr. Jackson, said bill was laid upon the table.

H. B. No. 536: To amend section 2451 of the Revised Statutes—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 22, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beer, Carran, Cline, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Hollingsworth, Jackson, Kirby of Hamilton, Marriott, O'Hagan, Parker, Pond, Pringle, Richards, Sinks, Sullivan, Tyler, Van Cleaf, and Wilkins of Tuscarawas—22.

So the bill passed. The title was agreed to.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has concurred in the passage of the following bill:

S. B. No. 294: To authorize the village of Ashland, Ashland county, Ohio, to borrow money to build a town hall.

With the following amendments, in which the concurrence of the Senate is requested:

In section 2, line 1, after the word "that," insert the following words: "the council may, in its discretion, enter upon and occupy as a site for

the proposed building, the ground known as the public square, lying immediately east of the present site, being lot thirty-two in said village of Ashland, and."

Attest:

D. J. EDWARDS, *Clerk*.

The question being on concurring in said amendment, the yeas and nays were ordered, taken, and resulted—yeas 24, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Beer, Carlisle, Carran, Cline, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Hollingsworth, Marriott, O'Hagan, Parker, Pond, Pringle, Richards, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—24.

So the Senate concurred in said amendment.

Mr. Strong moved to reconsider the vote by which H. B. No. 624 was passed.

On which motion the yeas and nays were demanded, taken, and resulted—yeas 19, nays 5, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Beer, Carlisle, Carran, Cline, Eggleston, Entrekin, Hitchcock, Horr, Hollingsworth, Kirby of Hamilton, O'Hagan, Pond, Pringle, Richards, Sinks, Strong, and Wilkins of Tuscarawas—19.

Those who voted in the negative were—

Messrs. Harper, Hartshorn, Jackson, Parker, and Van Cleaf—5.

So the motion was agreed to.

Mr. Hollingsworth moved that a message be sent to the House requesting the return of said bill.

Which was agreed to.

On motion of Mr. Eggleston, S. B. No. 299: Providing for the transfer of Longview Asylum, and the establishment of insane asylums of the State under uniform regulations, to amend sections 698, 699, 700, and 711 of the Revised Statutes of Ohio, and section 639, amended by the act entitled "an act to amend sections 634, 635, 636, 638, 642, and 650, and to repeal sections 675, 681, 682, 683, 684, 685, 686, 687, 688, 689, 690, 691, and 698 of the Revised Statutes of Ohio," passed April 14, 1880, and to repeal sections 722 to 751, inclusive, of the Revised Statutes of Ohio—was taken from the table and made the special order for next Wednesday at 11 o'clock a.m.

H. B. No. 689: To authorize the trustees of Granville township, Licking county, to levy a tax and issue bonds to raise money to repair the town hall in said township—was read the third time.

Mr. Marriott moved to refer said bill (H. B. No. 689) to a select committee of one, with instructions to amend as follows:

At the end of section 4 add the following section:

"Sec. 5. Before the said trustees shall have the right to issue said bonds, the question of issuing the same shall be submitted to the qualified electors of said township, at a regular or special election, called by the trustees, of which at least ten days' notice shall be given, by posting up notices, specifying the object of said election, in at least four conspicuous places in said township, of the time and place of holding said election; and if two thirds of the electors voting at said election on said question shall vote in favor of the same, then, and not otherwise, the said trustees shall be authorized to issue said bonds as hereinabove provided; those voting in favor of the proposition shall have written or printed on

their ballots, 'For the issue of bonds,' and those voting against the proposition shall have written or printed on their ballots the words, 'Against the issue of bonds.'"

Also amend, by making section 5 read section 6.

Which was agreed to.

The President *pro tem.* appointed Mr. Marriott such committee, who reported the bill back amended as instructed.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 24, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Beer, Carlisle, Carran, Cline, Entrekin, Harper, Hartshorn, Hitchcock, Hollingsworth, Jackson, Kirby of Hamilton, Kirby of Wyandot, Marriott, O'Hagan, Parker, Pond, Pringle, Richards, Sinks, Sullivan, Tyler, Van Cleaf, and Wilkins of Fulton—24.

So the bill passed. The title was agreed to.

H. B. No. 808: To amend section 3206 of the Revised Statutes of Ohio—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 23, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Beer, Carran, Entrekin, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kirby of Wyandot, Marriott, O'Hagan, Pond, Pringle, Richards, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—23.

So the bill passed. The title was agreed to.

Mr. Hitchcock, on leave, submitted the following report:

The committee on Finance, to whom was referred H. B. No. 702: Making partial appropriations for the benevolent, penal, and correctory institutions of the State for the last three quarters of the fiscal year ending November 15th, 1881, and the first quarter of the fiscal year ending February 15, 1882—having had the same under consideration, report it back and recommend its passage.

THOS. M. BEER,  
GEO. P. TYLER,  
P. HITCHCOCK,

C. S. PARKER,  
B. EGGLESTON.  
D. D. BEEBE.

On motion of Mr. Hitchcock, said bill was set for third reading to-morrow, at 10½ o'clock a.m.

H. B. No. 664: To amend section 3479 of the Revised Statutes—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were nays were ordered, taken, and resulted—yeas 20, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Beer, Carlisle, Carran, Entrekin, Harper, Hartshorn, Hollingsworth, Kirby of Hamilton, Kirby of Wyandot, Marriott, O'Hagan, Parker, Pond, Sinks, Strong, Sullivan, Tyler, Wilkins of Fulton, and Wilkins of Tuscarawas—20.

So the bill passed. The title was agreed to.

Mr. Beer submitted the following report:

The committee of Conference, to whom was referred the matters of difference between the two Houses on H. B. No. 681, having had the same under consideration, recommend:



That the House concur in Senate amendments Nos. 4, 14, 16, 18, 19, 20, and 22.

That the Senate recede from its amendments, Nos. 5, 17, and 24.

That the House concur in Senate amendment No. 10, when amended as follows: strike out of the amendment the words "fifteen thousand and fifty dollars," and insert in lieu thereof the words "eleven thousand one hundred dollars."

That the House also concur in Senate amendment No. 11, when amended as follows: strike out of the amendment the words "thirty-eight hundred and twenty," and insert the words "nineteen hundred and twenty-five."

That the House concur in Senate amendment No. 12, when amended as follows: strike out all of said amendment and insert in lieu thereof the following words: "strike out all of line 136 and insert as follows: 'Sec. 4. For contingent expenses board of equalization, fifteen hundred dollars.'"

That the House concur in Senate amendment No. 25, when amended as follows: strike out all of said amendment and insert the words, "change section 4 to section 5."

That the Senate concur in said amendments to Senate amendments Nos. 10, 11, 12, and 17.

THOS. M. BEER,	J. SCOTT,
T. J. PRINGLE,	T. THORP,
LYMAN J. JACKSON,	JOHN C. GROOM.

Mr. Pond moved that the Senate resolve into committee of the Whole to consider said report.

Which was agreed to.

The President *pro tem.* called Mr. Hitchcock to the chair.

FIFTEEN MINUTES BEFORE SIX O'CLOCK P.M.

Mr. Hitchcock from the committee of the Whole, made the following report:

The committee of the whole Senate, to whom was referred the report of the committee of Conference on matters of difference between the two Houses on H. B. No. 681, recommend that the Senate concur in said report.

The question being on concurring in said report, the yeas and nays were ordered, taken, and resulted—yeas 24, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Beer, Carlisle, Carran, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kirby of Hamilton, Kirby of Wyandot, Marriott, O'Hagan, Parker, Pond, Richards, Sinka, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—24.

So the Senate concurred in said report.

H. B. No. 636: To amend section 6195 of the Revised Statutes—was read the third time

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 23, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Beer, Carlisle, Carran, Eggleston, Harper, Hartshorn, Hitchcock, Hollingsworth, Kirby of Hamilton, Kirby of Wyandot, Marriott, O'Hagan, Parker, Pond, Richards, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—23.

So the bill passed. The title was agreed to.

H. B. No. 652: To authorize the county commissioners of Lucas county to issue bonds—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 21, nays 1, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Beer, Carlisle, Carran, Cline, Eggleston, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Kirby of Wyandot, Marriott, O'Hagan, Parker, Pond, Richards, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—21.

Mr. Strong voted in the negative.

So the bill passed. The title was agreed to.

S. B. No. 353: To amend section 4013 of the Revised Statutes of Ohio—was informally passed.

S. B. No. 387: To amend section 4 of an act entitled "an act to authorize the commissioners of Brown county, Ohio, to construct certain free turnpike roads," passed April 10, 1880 (Ohio Laws, volume 77, page 382)—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 23, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Beer, Carlisle, Carran, Cline, Eggleston, Harper, Hartshorn, Hitchcock, Hollingsworth, Kirby of Hamilton, Kirby of Wyandot, Marriott, O'Hagan, Parker, Pond, Richards, Sinks, Strong, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—23.

So the bill passed. The title was agreed to.

S. B. No. 384: To amend section three of an act entitled "an act to authorize the commissioners of Brown county, Ohio, to construct a free turnpike road from the terminus of the Ripley and Hillsborough free turnpike road to the Highland county line; and to construct a free turnpike road from the terminus of the Arnheim free turnpike road via Sardinia to the Highland county line; also, from the terminus of the Mt. Orab and Burton free turnpike road via Greenbush to the terminus of the Fayetteville and Chasetown free turnpike road," passed April 17, 1878 (O. L., vol. 75, p. 122)—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 22, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Carlisle, Carran, Cline, Eggleston, Harper, Hartshorn, Hitchcock, Hollingsworth, Kirby of Hamilton, Kirby of Wyandot, Marriott, O'Hagan, Parker, Pond, Richards, Sinks, Strong, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—22.

So the bill passed.

The title was amended by striking out "Burton" and inserting "Benton," and was then agreed to.

S. B. No. 385: To amend section 4 of an act entitled "an act to authorize the commissioners of Brown county, Ohio, to construct certain free turnpike roads," passed April 22, 1879 (O. L., vol. 76, page 243)—was read the third time.

The question being "Shall the bill pass" the yeas and nays were ordered, taken, and resulted—yeas 24, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Beer, Carlisle, Carran, Cline, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Hollingsworth, Kirby of Wyandot, Marriott, O'Hagan, Parker, Pond, Richards, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—24.

So the bill passed. The title was agreed to.

S. B. No. 386: To amend section 4 of an act entitled "an act to authorize the commissioners of Brown county, Ohio, to construct certain free turnpike roads," passed March 6, 1880 (Ohio Laws, volume 77, p. 328)—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 26, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Beer, Carlisle, Carran, Cline, Eggleston, Entrekin, Fleischmann, Harper, Hartshorn, Hollingsworth, Jackson, Kirby of Hamilton, Kirby of Wyandot, Marriott, O'Hagan, Parker, Pond, Richards, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—26.

So the bill passed. The title was agreed to.

S. B. No. 353: To amend section 4013 of the Revised Statutes of Ohio—was read the third time.

On motion of Mr. Jackson, the bill was laid upon the table.

Mr. Carran asked and obtained indefinite leave of absence on account of sickness.

Mr. Hartshorn submitted the following report:

The committee on Common Schools and School Lands, to whom was referred H. B. No. 861: To establish a special school district in Killbuck township, Holmes county—having had the same under consideration, report it back and recommend its passage.

A. R. VAN CLEAF,  
L. HARPER,  
H. E. O'HAGAN,

E. N. HARTSHORN,  
WM. C. CLINE.

Said bill was ordered to be read the third time to-morrow.

Mr. Eggleston asked and obtained leave of absence for himself and Mr. Fleischmann.

Mr. Eggleston submitted the following report:

The committee on Municipal Corporations, to whom was referred H. B. No. 893: To authorize the village of Canal Fulton, Ohio, to transfer the moneys now to the credit of the street, fire department, interest, and marshal's fund of said village, to the general and sinking funds of said village—having had the same under consideration, report it back, and recommend its passage.

THOMAS J. CARRAN,  
H. E. O'HAGAN,  
A. R. VAN CLEAF,  
B. EGGLESTON,

CHAS. FLEISCHMANN,  
P. HITCHCOCK,  
G. M. SALTZGABER.

Said bill was ordered to be read the third time to-morrow.

Friday, March 18, 1881.

Mr. O'Hagan submitted the following report:

The committee on Manufactures and Commerce, to whom was referred S. B. No. 380: To aid the production of iron—having had the same under consideration, report it back and recommend its passage.

JOSIAH KIRBY,	LINDSEY KELLY,
H. E. O'HAGAN,	H. B. PERKINS.

Said bill was ordered to be engrossed, and read the third time to-morrow.

Mr. Tyler submitted the following report:

The committee on Finance, to whom was referred H. B. No. 895: To authorize the commissioners of Holmes county to transfer certain funds in the treasury—having had the same under consideration, report it back and recommend its passage.

THOS. M. BEER,	C. S. PARKER,
D. D. BEEBE,	B. EGGLESTON.
GEO. P. TYLER,	

Said bill was read the third time

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 23, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Carlisle, Cline, Entekin, Fleischmann, Harper, Hartshorn, Horr, Hollingsworth, Jackson, Kirby of Hamilton, Marriott, O'Hagan, Parker, Richards, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—23.

So the bill passed. The title was agreed to.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has concurred in the passage of the following bill:

S. B. No. 193: To amend section 5430 of the Revised Statutes of Ohio.

With the following amendment, in which the concurrence of the Senate is requested:

In section 5430, line 1, after the word "family," insert the words "or who has the care and support of a family."

Attest:

D. J. EDWARDS, *Clerk.*

Said message was, on motion of Mr. Van Cleaf, laid upon the table.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives have agreed to the report of the committee of Conference, on matters of difference between the two Houses on

H. B. No. 681: Making appropriations for the last three quarters of the fiscal year ending November 15, 1881, and the first quarter of the fiscal year ending February 15, 1882.

Attest:

D. J. EDWARDS, *Clerk,*

Mr. Hollingsworth submitted the following report:

The joint committee on Enrollment have examined, and found correctly enrolled, the following bills:

H. B. No. 680: To authorize the commissioners of Athens county to borrow money and levy a tax for the building of a sewer.

H. B. No. 876: For the relief of Hiram L. Dodge and his sureties.

H. B. No. 866: To authorize the commissioners of Ashtabula county, Ohio, to transfer funds from tax on dogs to the Ashtabula County Agricultural Society.

H. B. No. 670: To amend section 66 of the Revised Statutes of Ohio.

H. B. No. 638: Amending sections 132, 133 and 134 of the Revised Statutes of Ohio.

H. B. No. 588: To amend section 4889 of the Revised Statutes of Ohio, as amended March 18, 1880, (O. L., vol. 77, p. 65).

H. B. No. 621: To amend section 700 of the Revised Statutes of Ohio.

S. B. No. 284: To authorize certain municipal corporations to purchase or construct machine shops and issue bonds therefor.

S. B. No. 306: Supplementary to the act relating to cities of the first class having a population exceeding 150,000 inhabitants, passed May 4, 1869.

S. B. No. 281: To authorize the issue of bonds by cities of the first grade of the first class for city infirmary purposes.

D. A. HOLLINGSWORTH,  
GEO. W. MOORE.  
H. R. SMITH,  
JOHN HARDY,

J. L. CORYELL,  
J. K. POLLARD,  
W. T. WALLACE,  
C. R. HARMON.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The Speaker of the House of Representatives has, in the presence of the House, signed the following bills:

S. B. No. 284: To authorize certain municipal corporations to purchase or construct machine shops, and issue bonds therefor.

S. B. No. 306: Supplementary to the act relating to cities of the first class having a population exceeding 150,000 inhabitants, passed May 4, 1869.

H. B. No. 621: To amend section 700 of the Revised Statutes of Ohio.

H. B. No. 680: To authorize the commissioners of Athens county to borrow money and levy a tax for the building of a sewer.

H. B. No. 876: For the relief of Hiram L. Dodge and his sureties.

H. B. No. 866: To authorize the commissioners of Ashtabula county, Ohio, to transfer funds from tax on dogs to the Ashtabula County Agricultural Society.

H. B. No. 670: To amend section 66 of the Revised Statutes of Ohio.

H. B. No. 638: Amending sections 132, 133, and 134 of the Revised Statutes of Ohio.

Friday, March 18, 1881.

H. No. 588: To amend section 4889 of the Revised Statutes of Ohio, as amended March 18, 1880. (O. L., vol. 77, p. 65.)

S. B. No. 281: To authorize the issue of bonds by cities of the first grade of the first class, for city infirmary purposes.

Attest:

D. J. EDWARDS, *Clerk*.

The President *pro tem.* of the Senate, in the presence of the Senate, signed said bills.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has concurred in the Senate amendments to

H. B. No. 759: To divide Liverpool township, Columbiana county, into two election precincts.

Attest:

D. J. EDWARDS, *Clerk*.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has concurred in the passage of the following bills:

S. B. No. 343: To authorize a special term of district court, in Jackson county, Ohio.

S. B. No. 270: To amend section 4081 of the Revised Statutes of Ohio.

Attest:

D. J. EDWARDS, *Clerk*.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has refused to concur in the passage the following bills:

S. B. No. 254: To amend section 3904 of the Revised Statutes of Ohio.

S. B. No. 136: To amend section 4938 of the Revised Statutes of Ohio.

Attest:

D. J. EDWARDS, *Clerk*.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has passed the following bills, in which the concurrence of the Senate is requested:

H. B. No. 538—Mr. Steward: To amend section 1235 of the Revised Statutes of Ohio.

H. B. No. 735—Mr. Williamson: To amend section 140 of the Revised Statutes of Ohio.

H. B. No. 660—Mr. Ward: To amend section 5170 of the Revised Statutes of Ohio.

H. B. No. 557—Mr. Chapman: To amend section 3150 of the Revised Statutes of Ohio.

H. B. No. 267—Mr. Rimer: To amend sections 4455, 4457, 4459, 4460, 4461, 4470, 4472, 4473, 4475, 4476, 4477, 4478, 4480, 4486, 4494, 4497, 4498, and to repeal section 4457 of the Revised Statutes of Ohio.

H. B. No. 684—Mr. Greiner: Supplementary to section 4209 of the Revised Statutes of Ohio.

H. B. No. 348—Mr. Townsend: To amend section 2 of an act entitled "an act supplementary to an act defining the powers and duties of the board of public works," passed May 14, 1878, passed June 21, 1879.

H. B. No. 899—Mr. Patton: To authorize the trustees of Mark township, Defiance county, to transfer certain funds.

Attest:

D. J. EDWARDS, *Clerk*.

Said bills were read the first time.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has concurred in the passage of the following bill:

S. B. No. 256: To amend section 1255 and 1256 of the Revised Statutes.

With the following amendments, in which the concurrence of the Senate is requested:

1. Amend the title, by adding after the word "Statutes" the words "of Ohio."

2. Add at the end of section 1255 the words "provided, that no such index shall be made in counties where the same has already been done."

Attest:

D. J. EDWARDS, *Clerk*.

The question being on concurring in said amendments, the yeas and nays were ordered, taken, and resulted—yeas 19, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Carlisle, Carran, Eggleston, Harper, Hartshorn, Horr, Hollingsworth, Jackson, Marriott, O'Hagan, Richards, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—19.

So the Senate concurred in said amendments.

Mr. Strong moved that the rules be suspended, that he might introduce a bill.

On which motion the yeas and nays were demanded, taken, and resulted—yeas 16, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Carlisle, Eggleston, Harper, Hartshorn, Horr, Hollingsworth, Kirby of Hamilton, O'Hagan, Richards, Sinks, Strong, Sullivan, Tyler, Van Cleaf, and Wilkins of Fulton—16.

The President announced no quorum voting.

The yeas and nays were again ordered, taken, and resulted—yeas 14, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Carlisle, Eggleston, Harper, Hartshorn, Horr, Hollingsworth, Kirby of Hamilton, Marriott, O'Hagan, Richards, Strong, Tyler, Van Cleaf, and Wilkins of Fulton—14.

The President *pro tem.* announced no quorum voting.

Mr. Carlisle moved that the Senate adjourn.

On which motion the yeas and nays were demanded, taken, and resulted—yeas 5, nays 10, as follows:

Those who voted in the affirmative were—

Messrs. Carlisle, Marriott, O'Hagan, Richards, and Tyler—5.

Those who voted in the negative were—

Messrs. Eggleston, Harper, Hartshorn, Horr, Hollingsworth, Kirby of Hamilton, Sinks, Strong, Van Cleaf, and Wilkins of Fulton—10.

No quorum having voted, the President *pro tem.* declared the Senate adjourned.

Attest:

J. C. DONALDSON, *Clerk.*

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SATURDAY, March 19, 1881—10 O'CLOCK A.M.

The Senate met pursuant to adjournment.

The Journal was read and approved.

Mr. Van Cleaf submitted the following report:

The committee on Revision have examined, and found correctly engrossed, S. B. Nos. 299, 250, and 380.

A. R. VAN CLEAF,  
F. M. MARRIOTT,  
F. N. HARTSHORN.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has concurred in the passage of the following bills:

S. B. No. 330: To authorize the city council of the city of Lancaster to issue bonds for the purpose of improving and extending the water works of said city.

S. B. No. 366: To authorize the issue of bonds by cities of the third grade of the second class, for market house, city hall, and other purposes.

Attest:

D. J. EDWARDS, *Clerk.*



MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has passed the following bill, in which the concurrence of the Senate is requested:

H. B. No. 658—Mr. Sawyer: Supplementary to chapter four, title one, part four of the Revised Statutes of Ohio.

Attest:

D. J. EDWARDS, *Clerk.*

Said bill was read the first time.

Bills were read the second time, and referred as follows:

S. B. No. 391: To amend section 3906 of the Revised Statutes of Ohio.

To committee on Common Schools.

S. B. No. 392: To amend sections 7414 and 7433 of the Revised Statutes of Ohio.

To committee on Penitentiary.

S. B. No. 393: Supplementary to an act entitled "an act to authorize the survey and estimate of the grading of certain roads in Perry county," passed April 17, 1880.

To select committee of one—Mr. Jackson.

H. B. No. 348: An act entitled "an act to amend section two of an act entitled an act supplementary to an act defining the powers and duties of the board of public works," passed May 14, 1878; passed June 21, 1879.

To committee on Public Works.

H. B. No. 684: Supplementary to section 4209 of the Revised Statutes of Ohio.

To committee on Agriculture.

H. B. No. 899: To authorize the trustees of Mark township, Defiance county, to transfer certain funds.

To committee on Finance.

H. B. No. 267: To amend sections 4455, 4457, 4459, 4460, 4461, 4470, 4472, 4473, 4475, 4476, 4477, 4478, 4480, 4486, 4494, 4497, 4498, and to repeal section 4557 of the Revised Statutes of Ohio.

To committee on Ditches and Drains.

H. B. No. 557: To amend section 3150 of the Revised Statutes.

To committee on Judiciary.

H. B. No. 538: To amend section 1235 of the Revised Statutes.

To committee on Fees and Salaries.

H. B. No. 660: To amend section 5170 of the Revised Statutes of Ohio.

To committee on Judiciary.

H. B. No. 735: To amend section 140 of the Revised Statutes.

To committee on Universities and Colleges.

S. B. No. 380: To aid the production of iron—was informally passed.

On motion of Mr. Strong, S. B. No. 341 was taken from the table.

By consent, Mr. Hartshorn withdrew his proposed amendment to said bill.

On motion of Mr. Strong, said bill was set for third reading on next Tuesday.

H. B. No. 702: Making partial appropriations for the benevolent, penal, and correctory institutions of the state for the last three quarters

of the fiscal year ending November 15th, 1881, and the first quarter of the fiscal year ending February 15, 1882—being the special order for this hour (10½ o'clock), was taken up and read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 19, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Carlisle, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Marriott, O'Hagan, Parker, Pond, Richards, Sinks, Strong, Sullivan, Wilkins of Fulton, and Wilkins of Tuscarawas—19.

So the bill passed. The title was agreed to.

Mr. Wilkins moved that the committee on Judiciary be relieved from further consideration of S. J. R. No 52.

On which motion the yeas and nays were demanded, taken, and resulted—yeas 12, nays 7, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Harper, Hitchcock, O'Hagan, Parker, Pond, Sinks, Sullivan, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—12.

Those who voted in the negative were—

Messrs. Carlisle, Hartshorn, Horr, Hollingsworth, Marriott, Richards, and Strong—7.

So the motion was agreed to.

On motion of Mr. Wilkins, said resolution was laid upon the table.

Mr. Van Cleaf submitted the following report:

The committee on Benevolent Institutions, to whom was referred H. J. R. No. 115: For the admission of Ann Romanus in the Columbus Asylum for Insane—having had the same under consideration, report it back and recommend its adoption.

A. R. VAN CLEAF,  
J. L. MOUNTS,  
GEO. P. TYLER,

D. D. BEEBE,  
P. HITCHCOCK,  
J. A. WILKINS.

Mr. Van Cleaf moved to postpone further consideration of said resolution until next Tuesday.

Which was disagreed to.

The question then being on the adoption of said resolution, the yeas and nays were ordered, taken, and resulted—yeas 19, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Carlisle, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Marriott, O'Hagan, Parker, Pond, Richards, Sinks, Strong, Sullivan, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—19.

So the resolution was adopted.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has refused to concur in the Senate amendments to H. B. No. 320: To amend sections 6944, 7032, and 7033 of the Revised Statutes of Ohio.

Attest:

D. J. EDWARDS, *Clerk.*

Mr. Pond moved that the Senate insist on its amendments, and ask for a committee of conference.

On which motion the yeas and nays were demanded, taken, and resulted—yeas 11, nays 6, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Carlisle, Harper, Hartshorn, Hitchcock, Horr, Pond, Sinks, Strong, Wilkins of Fulton, and Wilkins of Tuscarawas—11.

Those who voted in the negative were—

Messrs. Hollingsworth, Marriott, O'Hagan, Parker, Sullivan, and Van Cleaf—6.

So the motion was agreed to.

The President *pro tem.* appointed on said committee of conference, on the part of the Senate, Messrs. Pond, Horr, and Parker.

S. J. R. No. 56 was informally passed.

H. B. No. 893: To authorize the village of Canal Fulton, Ohio, to transfer the moneys now to the credit of the street, fire department, interest, and marshal's fund of said village, to the general and sinking funds of said village—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 20, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Carlisle, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Marriott, O'Hagan, Parker, Pond, Richards, Sinks, Strong, Sullivan, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas.—20.

So the bill passed. The title was agreed to.

Mr. Wilkins of Tuscarawas asked and obtained leave of absence for to-day.

H. B. No. 861: To establish a special school district in Killbuck township, Holmes county—was informally passed.

The following bills were introduced, and read the first time:

S. B. No. 395—Mr. O'Hagan: To authorize the village council of the village of Bellvue to invest certain funds in United States and other securities.

S. B. N. 396—Mr. Sinks: To authorize certain townships to build railroads, and to lease or operate the same.

S. B. No. 397—Mr. Marriott: To authorize the board of county commissioners of Delaware county to levy a special tax for the purpose of paying off the indebtedness of the Delaware County Agricultural Society.

S. B. No. 398—Mr. Sullivan: To amend section 5172 of the Revised Statutes of Ohio.

S. B. No. 399—Mr. Strong: To amend section 3083 of the Revised Statutes of Ohio.

Mr. Beebe, submitted the following report:

The committee on Roads and Highways, to whom was referred H. B. 787: To enable certain counties to issue bonds for the repair of turn-pikes, bridges and culverts—having had the same under consideration, report it back, and recommend its passage.

P. HITCHCOCK,	D. D. BEEBE,
B. W. CARLISLE,	FRANK M. ATKINSON.

Said bill was ordered to be read the third time on next Tuesday.

Mr. Beebe asked and obtained leave of absence until next Tuesday.  
On motion of Mr. Horr, the Senate adjourned to Monday next, at 3:30 o'clock p.m.

Attest :

J. C. DONALDSON, *Clerk*.

MONDAY, March 21, 1881—3:30 o'clock P.M.

The Senate met pursuant to adjournment.

The Journal of Saturday was read and approved.

Mr. Parker presented the remonstrance of L. D. Strutton, and 100 other citizens of Huron county, Ohio, against the passage of S. B. No. 352.

Which was referred to the committee on Railroads, Turnpikes, and Telegraphs.

Mr. Parker presented the remonstrance of S. T. A. Vansciver, and 50 other citizens of Huron county, against the passage of S. B. No. 352.

Which was referred to the committee on Railroads, Turnpikes, and Telegraphs.

Mr. Pringle presented the protests of the commissioners of Clarke county, the city council of the city of Springfield, and the board of education of the city of Springfield, protesting against the passage of S. B. No. 365, providing for the release of the sureties of T. A. Wick, former treasurer of Clarke county, Ohio.

Which was referred to the committee on Judiciary.

Bills were read the second time, and referred as follows:

S. B. No. 395: To authorize the village council of the village of Bellevue to invest certain funds in United States and other securities.

To committee on Finance.

S. B. No. 396: To authorize certain townships to build railroads, and to lease or operate the same.

To committee on Railroads, Turnpikes, and Telegraphs.

S. B. No. 397: To authorize the board of county commissioners of Delaware county to levy a special tax for the purpose of paying off the indebtedness of the Delaware County Agricultural Society.

To committee on Agriculture.

S. B. No. 398: To amend section 5172 of the Revised Statutes of Ohio.

To committee on Judiciary.

S. B. No. 399: To amend section 3083 of the Revised Statutes of Ohio.

To committee on Judiciary.

H. B. No. 658: Supplementary to chapter four, title one, part four of the Revised Statutes of Ohio.

To committee on Judiciary.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has indefinitely postponed the following bills and joint resolution:

S. B. No. 243: To authorize the trustees of Salem township, in Ottawa county, and the council of the village of Oak Harbor, in said township, to erect a town hall in said village of Oak Harbor.

S. B. No. 312: To amend section 715 of the Revised Statutes of Ohio.

S. J. R. No. 70: Relative to printing the Report of the Adjutant-General.

Attest:

D. J. EDWARDS, *Clerk.*

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The following bills have been introduced in the House of Representatives, and read the first time:

H. B. No. 898—Mr. Scott of Warren: Making appropriations to meet deficiencies.

H. B. No. 899—Mr. Patton: To authorize the trustees of Mark township, Defiance county, Ohio, to transfer certain claims.

H. B. No. 900—Mr. Carpenter: To amend section 761 of the Revised Statutes of Ohio.

H. B. No. 901—Mr. Chapman: To amend section 2689 of the Revised Statutes of Ohio.

H. B. No. 902—Mr. Beman: Authorizing issue of bonds by Jackson school district, Jackson county, Ohio.

H. B. No. 903—Mr. McCullough: To authorize the commissioners of Allen county, Ohio, to transfer funds from tax on dogs to the Agricultural Society.

H. B. No. 904—Mr. Ward: Combining the offices of marshal and street commissioner in certain incorporated villages.

H. B. No. 905—Mr. Hopkins: To transfer the surplus dog tax of Marion county to the Agricultural Society.

H. B. No. 906—Mr. Covert: To provide against the neglect of husband and father.

H. B. No. 907—Mr. Wolfe: To annex other territory to a special school district in Millville, Hocking county, Ohio, created by special act passed April 24, 1877.

H. B. No. 908—Mr. Robinson: To amend sections 248, 251, 252, 253, 254, 255, 257, 3373, and 3462 of the Revised Statutes of Ohio.

H. B. No. 909—Mr. Reed of Ross: To amend section 2741 of the Revised Statutes of Ohio.

H. B. No. 910—Mr. Brown of Putnam: To amend section 7275 of the Revised Statutes of Ohio.

H. B. No. 911—Mr. Millikan: To amend section 4370 of the Revised Statutes of Ohio.

Monday, March 21, 1881.

H. B. No. 912—Mr. Ray: Amendatory of section 2061 of the Revised Statutes of Ohio.

H. B. No. 913—Mr. Covert: To amend section 4132 of the Revised Statutes of Ohio.

Attest:

D. J. EDWARDS, *Clerk*.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives requests the return of  
S. B. No. 136: To amend section 4983 of the Revised Statutes of Ohio.

Attest:

D. J. EDWARDS, *Clerk*.

Mr. Van Cleaf moved that the request of the House be acceded to.  
Which was agreed to.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has concurred in the adoption of the following joint resolution:

S. J. R. No. 78: Relative to placing Andrew King into the Athens Asylum for the Insane.

Attest:

D. J. EDWARDS, *Clerk*.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has concurred in the passage of the following bill:

S. B. No. 376: To authorize the commissioners of Ottawa county to levy a tax to pay certain claims.

Attest:

D. J. EDWARDS, *Clerk*.

Mr. Hollingsworth submitted the following report:

The joint committee on Enrollment have examined, and found correctly enrolled, the following bill:

Sub. for H. B. No. 190: To appropriate any money, not otherwise appropriated, to repair the buildings of the Ohio University.

D. A. HOLLINGSWORTH,  
L. M. STRONG,  
JOHN HARDY,  
JOHN F. LOCKE,

H. R. SMITH,  
W. T. WALLACE,  
J. L. CORYELL,  
C. R. HARMON.



Mr. Hollingsworth submitted the following report :

The joint committee on Enrollment have examined, and found correctly enrolled, the following bills:

H. B. No. 704: Supplementary to the act entitled "an act to authorize the Register of Virginia Military School Lands, at Mansfield, to close the business of his office," passed June 10, 1879.

H. B. No. 776: To authorize the commissioners of Auglaize county, Ohio, to transfer funds from tax on dogs to the Auglaize County Agricultural Society.

H. B. No. 750: To provide for the issuing and payment of bonds by the commissioners of Champaign county to meet a deficiency in the levy for bridge fund in said county.

H. B. No. 732: To encourage the killing of wood-chucks or ground-hogs in Erie county, Ohio.

H. B. No. 653: Supplementary to an act entitled "an act to authorize certain municipal corporations to construct machine shops, and issue bonds therefor," passed April 13, 1880. (Ohio Laws, volume 77, page 193)

H. B. No. 726: To authorize the commissioners of Scioto county to levy a tax for the purpose of constructing certain free turnpikes in said county.

D. A. HOLLINGSWORTH,	L. M. STRONG,
H. R. SMITH,	C. R. HARMON,
JOHN F. LUCKE,	J. L. CORYELL,
JNO. HARDY,	

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The Speaker of the House of Representatives has, in the presence of the House, signed the following bills:

H. B. No. 704: Supplementary to the act entitled an act to authorize the register of the Virginia Military School Lands, at Mansfield, to close the business of his office, passed June 10, 1879.

H. B. No. 776: To authorize the commissioners of Auglaize county, Ohio, to transfer funds from the tax on dogs to the Auglaize County Agricultural Society.

H. B. No. 750: To provide for the issuing and payment of bonds by the commissioners of Champaign county, to meet a deficiency in the levy for bridge purposes in said county.

H. B. No. 732: To encourage the killing of wood-chucks or ground-hogs in Erie county, Ohio.

H. B. No. 653: Supplementary to an act entitled "an act to authorize certain municipal corporations to construct machine shops, and issue bonds therefor," passed April 13, 1880. (Ohio Laws, volume 77, page 193).

H. B. No. 726: To authorize the commissioners of Scioto county to levy a tax for the purpose of constructing certain free turnpikes in said county.

Sub. for H. B. No. 190: To appropriate any money, not otherwise appropriated, to repair the buildings of the Ohio University.

Attest:

D. J. EDWARDS, *Clerk.*

The President *pro tem.* of the Senate, in the presence of the Senate, signed said bills.

Tuesday, March 22, 1881.

## MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has passed the following bills, in which the concurrence of the Senate is requested:

H. B. No. 762—Mr. Stubbs: To amend section 7657 of the Revised Statutes of Ohio.

H. B. No. 807—Mr. Sullivan: To amend section 4898 of the Revised Statutes of Ohio.

Attest:

D. J. EDWARDS, *Clerk*.

Said bills were read the first time.

On motion of Mr. Parker, the third reading of bills was informally passed.

Mr. Parker submitted the following report:

The committee on Claims, to whom was referred H. B. No. 725: To authorize the county commissioners of Lucas county to pay certain claims—having had the same under consideration, report it back, and recommend its passage.

JNO. F. SINKS,  
F. B. POND,  
C. S. PARKER.

Said bill was ordered to be read the third time to-morrow.

On motion of Mr. Pringle, the Senate adjourned.

Attest:

J. C. DONALDSON, *Clerk*.

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TUESDAY, March 22, 1881—10 o'clock A.M.

The Senate met pursuant to adjournment.

The Journal was read and approved.

## MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has concurred in the passage of the following bill:

S. B. No. 248: To amend section 710 of the Revised Statutes of Ohio.

With the following amendments, in which the concurrence of the Senate is requested:

Strike out all after the enacting clause and insert the following:

"That section seven hundred and ten (710) of the Revised Statutes be so amended as to read as follows:

Section 710. The superintendent shall, immediately after the removal,



death, escape, or discharge of any patient, or return of an escaped patient, report the same to the probate judge of the county from which such patient was committed, and, in case of death, he shall notify one or more of the nearest relatives of such deceased patient, if known to him, either by letter or telegraph, as to him may seem best; and if the place of residence of such relatives is unknown to the superintendent, the probate judge, immediately upon receiving notification shall, in the speediest manner possible, notify such relatives, if known to him; and when a patient is discharged, as cured, the superintendent may furnish such patient with suitable clothing and a sufficient sum of money to pay the actual traveling expenses of such patient to the township in the county from which he or she was sent, not in any case exceeding twenty dollars.

SEC. 2. That original sections seven hundred and ten (710) and seven hundred and fifteen (715) be and they are hereby repealed.

SEC. 3. That this act shall take effect and be in force from and after its passage.

Amend the title by inserting after the word "ten," and before the word "of," the following: "and to repeal section seven hundred and fifteen."

The question being on concurring in said amendments, the yeas and nays were ordered, taken, and resulted—yeas 22, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Creamer, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Kirby of Wyandot, Marriott, O'Hagan, Parker, Pond, Pringle, Richards, Sinks, Strong, Tyler, Van Cleaf, and Wilkins of Fulton—22.

So the amendments were concurred in.

Bills were read the second time and referred as follows:

H. B. No. 762: To amend section 7657 of the Revised Statutes of Ohio.

To committee on Public Works.

H. B. No. 807: To amend section 4898 of the Revised Statutes of Ohio.

To committee on Roads and Highways.

S. B. No. 380: To aid the production of iron—was informally passed.

On motion of Mr. Hitchcock, S. J. R. 56: Relative to amending the Constitution of the State of Ohio—was referred to a select committee of one, with leave to report at any time.

The President *pro tem.* appointed Mr. Hitchcock said committee.

S. B. No. 291: To amend section 4714 of the Revised Statutes of Ohio—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 24, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Carlisle, Cline, Creamer, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Horr, Kirby of Wyandot, Marriott, O'Hagan, Parker, Perkins, Pond, Pringle, Richards, Sinks, Strong, Sullivan, Tyler, Van Cleaf, and Wilkins of Fulton—24.

So the bill passed. The title was agreed to.

H. B. No. 861: To establish a special school district in Killbuck township, Holmes county—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 22, nays 2, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Carlisle, Cline, Creamer, Eggleston, Harper, Hartshorn, Horr, Hollingsworth, Jackson, Kirby of Wyandot, Marriott, O'Hagan, Parker, Perkins, Sinks, Strong, Sullivan, Tyler, Van Cleaf, and Wilkins of Fulton—22.

Those who voted in the negative were—

Messrs. Hitchcock and Richards—2.

So the bill passed. The title was agreed to.

H. B. No. 787: To enable certain counties to issue bonds for the repair of turnpikes, bridges, and culverts—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 26, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Carlisle, Cline, Creamer, Eggleston, Entrekin, Harper, Hitchcock, Hartshorn, Horr, Hollingsworth, Kirby of Wyandot, Marriott, O'Hagan, Parker, Perkins, Pond, Pringle, Richards, Sinks, Strong, Sullivan, Tyler, Van Cleaf, and Wilkins of Fulton—26.

So the bill passed. The title was agreed to.

H. B. No. 725: To authorize the county commissioners of Lucas county to pay certain claims—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 25, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Carlisle, Cline, Creamer, Eggleston, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kirby of Wyandot, Marriott, O'Hagan, Parker, Perkins, Pond, Pringle, Richards, Sinks, Strong, Sullivan, Van Cleaf, and Wilkins of Fulton—25.

So the bill passed. The title was agreed to.

H. B. No. 641: To amend section 4733 of the Revised Statutes of Ohio—was taken up.

Mr. Horr moved to refer said bill (H. B. No. 641) to a select committee of one, with instructions to amend as follows:

Insert after the word "sidewalk," in section one, line 6, these words, "or foot bridges over streams of water," and strike out the word "or" in same line; also strike out after the word "entrance," in line 8, the balance of said line 8, all of line 9, and the word "district" in line 10.

Which was agreed to.

The President *pro tem.* appointed Mr. Horr such committee, who reported the bill back amended as instructed.

Mr. Horr moved to refer said bill (H. B. No. 641) to a select committee of one, with instructions to amend as follows:

Insert after the word "township," in line 12 the word "road."

Which was agreed to.

The President *pro tem.* appointed Mr. Horr such committee, who reported the bill back amended as instructed.

S. B. No. 341: Supplementary to section 39 of the Revised Statutes of Ohio, and to further define the duties of the Sergeants-at-Arms of the Senate and House of Representatives—was taken up.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 21, nays 2, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Carlisle, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Kirby of Wyandot, Marriott,

O'Hagan, Parker, Perkins, Pond, Pringle, Richards, Sinks, Strong, and Sullivan—21.

Those who voted in the negative were—

Messrs. Cline and Tyler—2.

So the bill passed. The title was agreed to.

Mr. Van Cleaf demanded a call of the Senate.

A call was had, and the following Senators answered to their names:

Messrs. Atkinson, Beebe, Carlisle, Cline, Creamer, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kirby of Wyandot, Marriott, O'Hagan, Parker, Perkins, Pond, Pringle, Richards, Sinks, Strong, Sullivan, Tyler, Van Cleaf, and Wilkins of Fulton—27.

On motion of Mr. Van Cleaf, further proceedings under the call were dispensed with.

The Senate resumed consideration of H. B. No. 641.

Mr. Tyler moved to refer said bill (H. B. No. 641) to a select committee of one, with instructions to amend as follows:

After the word "material," in line 4, insert the following: "and is authorized to set out fruit or shade trees."

Which was disagreed to.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 21, nays 2, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Carlisle, Creamer, Entrekin, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Kirby of Wyandot, O'Hagan, Perkins, Pond, Pringle, Richards, Sinks, Strong, Sullivan, Van Cleaf, and Wilkins of Fulton—21.

Those who voted in the negative were—

Messrs. Cline and Marriott—2.

So the bill passed. The title was agreed to.

The following bills were introduced, and read the first time:

S. B. No. 400—Mr. Pringle: To amend 2903 of the Revised Statutes of Ohio.

S. B. No. 401—Mr. O'Hagan: To provide for straightening, clearing out, widening, deepening, and otherwise improving drains in Ottawa county, and State of Ohio.

S. B. No. 402—Mr. Perkins: For the relief of the heirs of Eliza M. Heaton.

Mr. Pond submitted the following report:

The committee on Judiciary, to whom was referred H. B. No. 642: To amend and repeal section 5026 of the Revised Statutes of Ohio—having had the same under consideration, report it back, and recommend its indefinite postponement.

F. B. POND,  
T. J. PRINGLE,

R. G. RICHARDS,  
D. A. HOLLINGSWORTH.

Said bill was indefinitely postponed.

Mr. Eggleston submitted the following report:

The committee on Municipal Corporations, to whom was referred S. B. No. 389: To amend section 1663 of the Revised Statutes of Ohio—having had the same under consideration, report it back, and recommend its passage.

B. EGGLESTON,  
P. HITCHCOCK,

A. R. VAN CLEAF,  
H. E. O'HAGAN.

Said bill was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 22, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Carlisle, Cline, Creamer, Eggleston, Entrekin, Harper, Hartshorn, Hollingsworth, Jackson, Kirby of Wyandot, O'Hagan, Perkins, Pond, Pringle, Richards, Sinks, Strong, Sullivan, Tyler, and Van Cleaf—22.

So the bill passed. The title was agreed to.

Mr. Beebe submitted the following report:

The committee on Railroads, Telegraphs, and Turnpikes, to whom was referred S. B. No. 396: To authorize certain townships to build railroads, and to lease or operate the same—having had the same under consideration, report it back, and recommend its passage.

D. D. BEEBE,  
H. E. O'HAGAN,  
GEO. P. TYLER,

D. A. HOLLINGSWORTH,  
B. W. CARLISLE.

Said bill was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 20, nays 2, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Carlisle, Cline, Creamer, Entrekin, Harper, Hartshorn, Horr, Hollingsworth, Jackson, Kirby of Wyandot, Marriott, O'Hagan, Perkins, Pond, Sinks, Sullivan, Tyler, and Wilkins of Fulton—20.

Those who voted in the negative were—

Messrs. Hitchcock and Strong—2.

So the bill passed. The title was agreed to.

Mr. Strong submitted the following report:

The committee on Public Printing, to whom was referred S. J. R. No. 69: Relative to printing additional copies of the Rules of the Senate and House—having had the same under consideration, report it back and recommend that it be indefinitely postponed.

L. M. STRONG,  
A. R. VAN CLEAF,  
L. HARPER,

CHAS. FLEISCHMANN,  
E. N. HARTSHORN.

Said resolution was indefinitely postponed.

Mr. Pond submitted the following report:

The committee on Judiciary, to whom was referred H. B. No. 747: Authorizing the auditor of Butler county, Ohio, to strike out from his settlement-sheet with the clerk and treasurer of St. Clair township, in said county, an account of money which has been lost by defalcation and is uncollectable—having had the same under consideration, report it back, and recommend its passage.

F. B. POND,  
T. J. PRINGLE,

D. A. HOLLINGSWORTH,  
R. G. RICHARDS.

Said bill was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 25, nays none, as follows:

Those who voted in the affirmative were—  
Messrs. Atkinson, Beebe, Carlisle, Cline, Creamer, Eggleston, Entrekin, Harper, Hartshorn, Hollingsworth, Jackson, Kirby of Wyandot, Marriott, O'Hagan, Parker, Perkins, Pond, Pringle, Richards, Sinks, Strong, Sullivan, Tyler, Van Cleaf, and Wilkins of Fulton—25.  
So the bill passed. The title was agreed to.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives accedes to the request of the Senate for the return of  
H. B. No. 624: Amending sections 56, 338, and 339 of the Revised Statutes of Ohio.

Attest:

D. J. EDWARDS, *Clerk.*

Mr. Hitchcock moved that said bill be referred to the committee on Public Printing.  
Which was agreed to.

Mr. Hitchcock presented the memorial of the Champion Fire Extinguisher, asking payment of a certain claim against the State.

Which was referred to the committee on Claims.

Mr. Hartshorn submitted the following report:

The committee on Common Schools and School Lands, to whom was referred H. B. No. 780: Relating to De Graff Union School District, of Logan county—having had the same under consideration, report it back, and recommend its passage.

E. N. HARTSHORN,	A. R. VAN CLEAF,
H. E. O'HAGAN,	T. J. PRINGLE,
L. HARPER,	WM. C. CLINE.

Said bill was ordered to be read the third time to-morrow.

Mr. Hollingsworth submitted the following report:

The committee on Judiciary, to whom was referred H. B. No. 612: To amend section 7313 of the Revised Statutes of Ohio—having had the same under consideration, report it back, and recommend its passage.

F. B. POND,	T. J. PRINGLE.
D. A. HOLLINGSWORTH,	R. G. RICHARDS,

Said bill was ordered to be read the third time to-morrow.

Mr. Hollingsworth submitted the following report:

The committee on Judiciary, to whom was referred H. B. No. 774: To amend sections 5530 and 5534 of the Revised Statutes of Ohio—having had the same under consideration, report it back, and recommend its passage.

F. B. POND,	D. A. HOLLINGSWORTH,
T. J. PRINGLE,	R. G. RICHARDS.

Said bill was ordered to be read the third time to-morrow.

Tuesday, March 22, 1881.

Mr. Pond submitted the following report:

The committee on Judiciary, to whom was referred H. B. No. 601: Supplementary to title I, division 3, chapter 2, subdivision 1, of the Revised Statutes of Ohio—having had the same under consideration, report it back, and recommend its passage.

F. B. POND,	T. J. PRINGLE.
R. G. RICHARDS,	D. A. HOLLINGSWORTH.

Said bill was ordered to be read the third time to-morrow.

Mr. Pond submitted the following report:

The committee on Judiciary, to whom was referred H. B. No. 312: To amend section 6842 of the Revised Statutes of Ohio—having had the same under consideration, report it back and recommend its passage.

F. B. POND,	T. J. PRINGLE,
R. G. RICHARDS,	D. A. HOLLINGSWORTH.

Said bill was ordered to be read the third time to-morrow.

Mr. Pringle submitted the following report:

The committee on Judiciary, to whom was referred H. B. No. 696: To amend section 4836 of the Revised Statutes of Ohio—having had the same under consideration, report it back and recommend its passage.

F. B. POND,	D. A. HOLLINGSWORTH,
T. J. PRINGLE,	R. G. RICHARDS.

Said bill was ordered to be read the third time to-morrow.

Mr. Pringle submitted the following report:

The committee on Judiciary, to whom was referred S. B. No. 368: To amend section 6862 of the Revised Statutes of Ohio—having had the same under consideration, report it back and recommend its passage.

F. B. POND,	T. J. PRINGLE,
R. G. RICHARDS,	D. A. HOLLINGSWORTH.

Said bill was ordered to be read the third time to-morrow.

Mr. Hollingsworth submitted the following report:

The joint committee on Enrollment have examined, and found correctly enrolled, the following bills and joint resolution:

H. B. No. 895: To authorize the commissioners of Holmes county to transfer certain funds in the treasury.

H. B. No. 808: To amend section 3206 of the Revised Statutes of Ohio.

H. B. No. 664: To amend section 3479 of the Revised Statutes of Ohio.

H. B. No. 652: To authorize the county commissioners of Lucas county to issue bonds.

H. B. No. 636: To amend section 6195 of the Revised Statutes of Ohio.

H. B. No. 536: To amend section 2451 of the Revised Statutes of Ohio.

H. J. R. No. 103: Relative to the occupancy of the road bed of the Ohio Railroad Company by the Lake Erie and Western Railroad Company.

D. A. HOLLINGSWORTH,  
C. R. HARMON,  
J. B. PAINE,

H. R. SMITH,  
W. T. WALLACE,  
JNO. HARDY.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The Speaker of the House of Representatives has, in the presence of the House, signed the following bills and joint resolution:

H. B. No. 895: To authorize the commissioners of Holmes county to transfer certain funds in the treasury.

H. B. No. 808: To amend section 3206 of the Revised Statutes of Ohio.

H. B. No. 664: To amend section 3479 of the Revised Statutes of Ohio.

H. B. No. 652: To authorize the county commissioners of Lucas county to issue bonds.

H. B. No. 636: To amend section 6195 of the Revised Statutes of Ohio.

H. B. No. 536: To amend section 2451 of the Revised Statutes of Ohio.

H. J. R. No. 103: Relative to the occupancy of the road bed of the Ohio Railroad Company by the Lake Erie and Western Railroad Company.

Attest:

D. J. EDWARDS, *Clerk.*

The President *pro tem.* of the Senate, in the presence of the Senate, signed said bills and joint resolution.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives requests the return of

S. B. No. 254: To amend section 3904 of the Revised Statutes of Ohio.

Attest:

D. J. EDWARDS, *Clerk.*

Mr. Horr moved that the request of the House be acceded to.  
Which was agreed to.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has refused to concur in the passage of the following bill:

S. B. No. 331: To authorize the supervisors of the several road dis

tracts in this State to plant fruit or shade trees along the public highways, and to commute labor for that purpose, and requiring certain reports.

Attest:

D. J. EDWARDS, *Clerk*.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has concurred in Senate amendments to

H. B. No. 689: To authorize the trustees of Granville township, Licking county, to levy a tax and issue bonds to raise money to repair the town hall of said township.

Attest:

D. J. EDWARDS, *Clerk*.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives accedes to the request of the Senate for a committee of conference on matters of difference between the two Houses on

H. B. No. 320: To amend sections 6944, 7032, and 7033 of the Revised Statutes of Ohio.

The Speaker has appointed Messrs. Greene, Williamson, and Wheeler as such committee on the part of the House.

Attest:

D. J. EDWARDS, *Clerk*.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has concurred in the passage of the following bills:

S. B. No. 359: To authorize the board of education of the Celina school district, Mercer county, Ohio, to issue bonds for the redemption of other bonds.

S. B. No. 340: To authorize the board of education of West Salem, in Wayne county, Ohio, to issue bonds for the redemption of other bonds.

S. B. No. 207: To amend section 5741 of the Revised Statutes of Ohio.

S. B. No. 301: For relief of Thomas Myers, late treasurer of Amanda township, Fairfield county, Ohio.

Attest:

D. J. EDWARDS, *Clerk*.

On motion of Mr. Van Cleaf, the Senate took a recess.



THREE O'CLOCK P.M.

Mr. Hitchcock submitted the following report:

The committee on Benevolent Institutions, to whom was referred H. B. No. 688: To amend sections 650 and 654 of the Revised Statutes of Ohio—having had the same under consideration, report it back with following amendments, and recommend its passage when so amended:

Strike out all after "sections," in line 2, section 1, down to, and including "sections" in line 1, section 2, and insert: 645 (O. L., 77 v., p. 61), 648, 650 (O. L., 77, p. 204), and 654, of the Revised Statutes of Ohio, be amended so as to read as follows:

Section 645. The board of trustees of each institution shall annually, after the close of the fiscal year, make to the governor a report of their proceedings during the year, accompanied with a report of the superintendent, and such other employes in the institution as the trustees may deem important, of the condition, progress, and wants of the institution, together with the monthly statements of disbursements named in section 650, and a classified exhibit of all expenditures, giving the total quantity and total expenditure for each item during the fiscal year, under the head of the different funds, and for this purpose the board of trustees will require ledger accounts to be kept with each item of expenditure, which accounts shall show of whom each item has been bought, or by whom services rendered, the quantity bought, the prices paid, and the aggregate amount. Said report shall also contain a full list of all persons employed, and how, with their rate of compensation. It shall also contain a complete statement of all liabilities, if any, with the amount of each bill, when incurred, and to whom owing, and upon what account incurred. Said report shall include a summary statement of all contracts entered into during the year, with the names of all persons interested in such contracts. Should there be any donations or bequests during the year, a full history thereof shall be given in the report, showing the amount received, a detailed statement of the amount expended, with the balances on hand. On the 15th day of February, of each year, they shall submit to the general assembly a report of the balances of money in the hands of their financial officer, and to what fund said balance belongs. Also, the amount in the state treasury to the credit of several different appropriations, with a detailed statement of all outstanding requisitions together with all other liabilities, if any, the amount of each bill, when incurred, on what account, and to whom owing.

Section 648. The financial officer of each institution shall give bond to the state, with sureties, to the satisfaction of the trustees, in such amount as they shall determine, but not less than ten thousand dollars, which bond may be increased at any time by majority vote of the trustees. Said bond shall be conditioned upon the faithful discharge of the duties of his position by the officer, and faithfully accounting for all the money and property coming into his hands, and shall be filed in the office of the treasurer of state.

Section 650. The financial officer of each institution shall keep an account in detail, in proper books, of all financial transactions, which books shall always be open to the inspection of the superintendent and trustees, and shall always be in balance, showing the amount of money in the hands of the financial officer, or subject to his draft; also, the

amount to the credit of the institution in the state treasury under each appropriation. Each account shall show in each entry to whom payment has been made, for what purpose, and the amount paid; giving also, in proper order, the date of payment and the number of the voucher. The payments of each day, on account of current expenses, shall be deducted from the amount in the hands of the financial officer, showing the daily balance in his hands or subject to his draft. All payments, other than for current expenses, shall be by requisitions drawn upon the auditor of state, which requisitions shall be approved by the superintendent and two of the trustees, and shall, in all cases, be drawn in favor of and payable to the order of the person or persons to whom the money is due, and who shall duly receipt for the same, but amounts required for the settlement of the monthly or quarterly pay-rolls for salaries of officers, or for labor performed to be paid for from special appropriations may be drawn in one requisition payable to the order of the financial officer. Each requisition shall state upon its face the appropriation upon which it is drawn, the amount of all appropriations subject to draft to date in that fund during the fiscal year, the whole amount drawn to date, and the balance in the state treasury. An account in detail shall also be kept in a proper book, with each appropriation, in which shall be entered every requisition drawn upon the auditor of state, and the amount of the requisition shall be immediately deducted from the whole amount of appropriation subject to draft to date, and the balance entered in its proper column. There shall also be presented to the trustees, at each monthly meeting, a statement taken from the books of the institution, which statement shall show all receipts, all disbursements, all balances in the hands of the financial officer, or subject to his draft, and all balances to the credit of the institution in the state treasury. It shall also present, in summary, a statement of all appropriations subject to draft to date, the amount drawn to date and the balances subject to draft of the trustees. This statement shall be compared with the books and vouchers; and if found correct, approved and with the vouchers filed in the office of the institution, and at the close of the fiscal year of the state, these statements shall be transmitted to the governor for publication in the annual report of the institution. There shall also be submitted to the board of trustees, at each monthly meeting, a complete statement of all indebtedness, with bills of purchase and pay-roll to date.

Section 654. There shall, from time to time, be advanced by the treasurer of state to the financial officer of each institution, from the appropriation for current expenses, on a requisition to the auditor of state, approved by the superintendent and two of the trustees, such sum as said trustees may estimate, enter upon their journal, and certify to the auditor of state as necessary for a period, not exceeding one month, nor in any event exceeding the bond given by the officer. No additional sum shall be advanced until the preceding amount draw is fully accounted for and the approval of two of the board of trustees entered upon the book showing an account of the disbursements from this fund. Each requisition upon the auditor of state shall show the whole amount of appropriation during the fiscal year to date, the whole amount of requisition drawn to date, and the balance in the state treasury, subject to draft.

SEC. 2. That sections 645 (O. L., 77 v., p. 61) 648.

D. D. BEEBE,	A. R. VAN CLEAF,
R. A. HERR,	P. HITCHCOCK,
GEO. P. TYLER,	JOHN A. WILKINS.

Said amendments were agreed to.

Said bill was ordered to be read the third time to-morrow.

On motion of Mr. Hitchcock, said bill was ordered to be printed in advance of other matter.

Mr. Van Cleaf introduced the following bill, which was read the first time:

S B. No. 394: To authorize the commissioners of Pickaway county to rebuild a bridge across the Scioto river, at Circleville.

Mr. Van Cleaf moved that the constitutional rule requiring bills to be read on three different days be dispensed with, that said bill (S. B. No. 394) may be read the second time by its title.

On which motion the yeas and nays were taken, and resulted—yeas 29, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Beer, Carlisle, Cline, Creamer, Eggleston, Entrekin, Harper, Hartshorn, Horr, Hollingsworth, Jackson, Kelly, Kirby of Wyandot, Marriott, Moore, O'Hagan, Parker, Perkins, Pond, Pringle, Richards, Sinks, Strong, Sullivan, Tyler, Van Cleaf, and Wilkins of Fulton—29.

So the motion was agreed to, and the bill read the second time.

Mr. Van Cleaf moved that the constitutional rule requiring bills to be read on three different days be dispensed with, that said S. B. No. 394 may be read the third time.

On which motion the yeas and nays were taken and resulted—yeas 30, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Beer, Carlisle, Cline, Creamer, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Kirby of Wyandot, Marriott, Moore, O'Hagan, Parker, Perkins, Pond, Pringle, Richards, Sinks, Strong, Sullivan, Tyler, Van Cleaf, and Wilkins of Fulton—30.

So the motion was agreed to, and said bill was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 30, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Beer, Carlisle, Cline, Creamer, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Kirby of Wyandot, Marriott, Moore, O'Hagan, Parker, Perkins, Pond, Pringle, Richards, Sinks, Strong, Sullivan, Tyler, Van Cleaf, and Wilkins of Fulton—30.

So the bill passed. The title was agreed to.

On motion of Mr. Perkins, amended H. B. No. 372 was taken from the table and the amendments agreed to.

Said bill was ordered to be read the third time to-morrow.

On motion of Mr. Hartshorn, the committee on Universities and Colleges was relieved from the further consideration of H. B. No. 735.

Said bill was referred to the committee on Sanitary Affairs.

On motion of Mr. Jackson, H. B. No. 645 was taken from the table and ordered to be read the third time to-morrow.

Mr. Sinks submitted the following report:

The select committee of one, to whom was referred H. B. No. 766: To amend an act entitled "an act to authorize the city council of the city of Dayton to invest the market-house fund of said city in United States

and other bonds," passed April 17, 1880 (Ohio Laws, volume 77, page 407)—having had the same under consideration, report it back, and recommend its passage.

JNO. F. SINKS.

Said bill was read the third time.

The question being, "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 24, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carlisle, Cline, Creamer, Eggleston, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Kirby of Wyandot, Marriott, Moore, O'Hagan, Parker, Perkins, Pond, Pringle, Sinks, Strong, Tyler, and Van Cleaf—24.

So the bill passed. The title was agreed to.

Mr. Creamer submitted the following report:

The committee on Geological Survey, to whom was referred H. J. R. No. 110: Relative to the Zoological and Botanical Surveys of Ohio—having had the same under consideration, report it back, with following amendment, and recommend its adoption when so amended:

Insert in the blank thereof the word "two."

A. R. CREAMER,  
F. M. MARRIOTT,  
T. J. PRINGLE.

Said amendment was agreed to.

The question being on the adoption of said resolution, the yeas and nays were ordered, taken, and resulted—yeas 24, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Carlisle, Cline, Creamer, Eggleston, Entrekin, Hartshorn, Hitchcock, Horr, Hollingsworth, Kelly, Kirby of Wyandot, Marriott, Moore, O'Hagan, Parker, Perkins, Pond, Pringle, Sinks, Strong, Tyler, Van Cleaf, and Wilkins of Fulton—24.

So the resolution was adopted.

Mr. Perkins submitted the following report:

The committee on Penitentiary, to whom was referred S. B. No. 392: To amend sections 7414 and 7433 of the Revised Statutes of Ohio—having had the same under consideration, report it back and recommend its passage.

H. B. PERKINS,      GEO. P. TYLER,  
R. A. HORR,          J. J. SULLIVAN.  
T. J. PRINGLE,

Said bill was ordered to be engrossed, and read the third time tomorrow.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has concurred in the passage of the following bill:

S. B. No. 302: To authorize certain townships to purchase certain real estate for railroad purposes, to construct machine shops, and to issue

bonds therefor, and to authorize additional taxation to meet the principal and interest of said bonds.

With the following amendment, in which the concurrence of the Senate is requested :

Strike out all of line 3 and all of line 4 to and including the word "have" of section 1.

Attest :

D. J. EDWARDS, *Clerk*.

The question being on concurring in said amendment, the yeas and nays were ordered, taken, and resulted—yeas 15, nays 2, as follows :

Those who voted in the affirmative were—

Messrs. Atkinson, Carlisle, Cline, Creamer, Eggleston, Entrekin, Hartshorn, Horr, Kelly, Marriott, Moore, O'Hagan, Tyler, Van Cleaf, and Wilkins of Tuscarawas—15.

Those who voted in the negative were—

Messrs. Pond and Hitchcock—2.

So the Senate refused to concur in said amendment.

Mr. Hitchcock moved to reconsider the vote by which the Senate refused to concur in said amendment.

Which was agreed to.

Mr. Entrekin demanded a call of the Senate.

A call of the Senate was then had, and the following Senators answered to their names :

Messrs. Atkinson, Beer, Carlisle, Cline, Creamer, Eggleston, Entrekin, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Marriott, Moore, O'Hagan, Parker, Perkins, Pond, Pringle, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—27.

Mr Hitchcock moved that further proceedings under the call be dispensed with.

On which motion the yeas and nays were demanded, taken, and resulted—yeas 18, nays 7, as follows :

Those who voted in the affirmative were—

Messrs. Cline, Creamer, Eggleston, Entrekin, Hartshorn, Hitchcock, Hollingsworth, Jackson, Kelly, O'Hagan, Perkins, Pond, Pringle, Sinks, Strong, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—18.

Those who voted in the negative were—

Messrs. Atkinson, Carlisle, Horr, Marriott, Moore, Parker, and Tyler—7.

So the motion was agreed to.

The question recurring on the motion to concur in the House amendment to S. B. No. 302, the yeas and nays were ordered, taken, and resulted—yeas 25, nays 1, as follows :

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carlisle, Cline, Creamer, Entrekin, Horr, Hollingsworth, Jackson, Kelly, Kirby of Wyandot, Marriott, Moore, O'Hagan, Parker, Perkins, Pond, Pringle, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—25.

Mr. Hitchcock voted in the negative.

So the Senate concurred in said amendment.

Mr. Van Cleaf submitted the following report :

The committee on Common Schools and School Lands, to whom was referred S. B. No. 391: To amend section 3906 of the Revised Statutes of



Ohio—having had the same under consideration, report it back, and recommend its passage.

E. N. HARTSHORN,  
WM. C. CLINE,

L. HARPER,  
A. R. VAN CLEAF.

Said bill was ordered to be engrossed, and read the third time to-morrow.

Mr. Carlisle submitted the following report:

The committee on Roads and Highways, to whom was referred H. B. No. 809: To authorize the commissioners of Champaign county to build a bridge across the Pittsburgh, Cincinnati and St. Louis, and and the New York, Pennsylvania and Ohio Railways, in the city of Urbana, in said county—having had the same under consideration, report it back and recommend its passage.

B. W. CARLISLE,  
P. HITCHCOCK,  
GEO. W. MOORE,

F. M. ATKINSON,  
D. D. BEEBE.

Said bill was ordered to be read the third time to-morrow.

Mr. Atkinson submitted the following report:

The committee on Roads and Highways, to whom was referred H. B. No. 807: To amend section 4898 of the Revised Statutes of Ohio—having had the same under consideration, report it back, and recommend its passage.

F. M. ATKINSON,  
B. W. CARLISLE,

GEO. W. MOORE,  
D. D. BEEBE.

Said bill was ordered to be read the third time to-morrow.

Mr. Moore submitted the following report:

The committee on Roads and Highways, to whom was referred H. B. No. 614: To authorize the commissioners of Franklin county to build a bridge across Big Darby creek, in Pleasant township, of said county, and to levy a tax for that purpose—having had the same under consideration, report it back with following amendments, and recommend its passage when so amended:

In line 3, section 2, after the word "at," strike out the word "not;" and in line 3, section 2, after the word "county," insert the words "which bonds shall not be sold."

FRANK M. ATKINSON,  
GEO. W. MOORE,  
B. W. CARLISLE,

JOSIAH KIRBY,  
P. HITCHCOCK,  
D. D. BEEBE.

Said bill was ordered to be engrossed, and read the third time on next Friday.

Mr. Van Cleaf submitted the following report:

The committee on Public Printing, to whom was referred H. J. R. No. 114: Authorizing the printing of additional copies of the Fourth Annual Report of the Bureau of Labor Statistics in the English and German languages—having had the same under consideration, report it back and recommend its adoption.

A. R. VAN CLEAF,  
E. N. HARTSHORN,  
L. HARPER.

The question being on the adoption of said resolution, the yeas and nays were ordered, taken, and resulted—yeas 23, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Carlisle, Cline, Creamer, Eggleston, Entrekin, Hartsborn, Hitchcock, Jackson, Kirby of Wyandot, Marriott, Moore, O'Hagan, Parker, Perkins, Pond, Pringle, Sinks, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—23.

So the resolution was adopted.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has passed the following bills, in which the concurrence of the Senate is requested:

H. B. No. 862—Mr. Decker: To authorize the board of education of Green Springs school district, in Seneca and Sandusky counties, Ohio, to issue bonds and levy a tax for the payment of the same, to erect and furnish additional school buildings.

H. B. No. 805—Mr. Cole: For the relief of Joseph W. Blair.

Attest:

D. J. EDWARDS, *Clerk.*

Said bills were read the first time.

Mr. O'Hagan moved that the constitutional rule requiring bills to be read on three different days be dispensed with, that H. B. No. 862 may be read the second time by its title.

On which motion the yeas and nays were taken, and resulted—yeas 28, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Carlisle, Cline, Creamer, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Kirby of Wyandot, Marriott, Moore, O'Hagan, Parker, Perkins, Pond, Pringle, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—28.

So the motion was agreed to.

Said bill was read the second time by its title, and referred to the committee on Schools.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has concurred in the passage of the following bill:

S. B. No. 324: To authorize the council of the city of Delaware to issue bonds for the purpose of completing, heating, and furnishing a public hall building in said city.

With the following amendment, in which the concurrence of the Senate is requested:

In the sixth line of the bill, strike out the word "five," as it occurs between the words "twenty" and "thousand."

Attest:

D. J. EDWARDS, *Clerk.*

The question being on concurring in said amendment, the yeas and nays were ordered, taken, and resulted—yeas 28, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carlisle, Cline, Creamer, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Hollingsworth, Jackson, Kelly, Kirby of Wyandot, Marriott, Moore, O'Hagan, Parker, Perkins, Pond, Pringle, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—28.

So the Senate concurred in said amendment.

Mr. Hollingsworth submitted the following report:

The joint committee on Enrollment have examined, and found correctly enrolled, the following bills and joint resolution:

H. B. No. 759: To divide Liverpool township, Columbiana county, Ohio, into two election precincts.

H. B. No. 893: To authorize the council of the village of Canal Fulton, Stark county, to transfer the moneys now to the credit of the street, fire department, interest, and marshal's funds of said village to the general and sinking funds of said village.

S. B. No. 330: To authorize the city council of the city of Lancaster to issue bonds for the purpose of improving and extending the water works of said city.

S. B. No. 366: To authorize the issue of bonds by cities of the third grade of the second class, for market house, city hall, and other purposes.

H. B. No. 570: To amend section 301 of the Revised Statutes of Ohio.

H. B. No. 609: To amend sections 929 and 930 of the Revised Statutes of Ohio.

H. B. No. 887: To authorize certain cities of the second class to erect a building for the use of the fire department, city offices and a hall, and to purchase a steam fire engine.

H. B. No. 681: Making appropriations for the last three quarters of the fiscal year ending February 15, 1881, and the first quarter of the fiscal year ending February 15, 1882.

H. J. R. No. 115: For the admission of Ann Romanus into the Columbus Asylum for Insane.

D. A. HOLLINGSWORTH,	W. T. WALLACE.
J. B. PAINE,	JNO. HARDY,
L. M. STRONG,	JOHN F. LOCKE,
H. R. SMITH,	J. L. CORYELL.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The Speaker of the House of Representatives has, in the presence of the House, signed the following bills and joint resolution:

H. B. No. 759: To divide Liverpool township, Columbiana county, into two election precincts.

H. B. No. 893: To authorize the council of the village of Canal Fulton, Ohio, to transfer the moneys now to the credit of the street, fire department, interest, and marshal's funds of said village to the general and sinking funds of said village.



S. B. No. 330: To authorize the council of the city of Lancaster, to issue bonds for the purpose of improving and extending the water works of said city.

S. B. No. 366: To authorize the issue of bonds by cities of the third grade of the second class, for market house, city hall, and other purposes.

H. B. No. 681: Making appropriations for the last three-quarters of fiscal year ending November 15, 1881, and the first quarter of the fiscal year ending February 15, 1882.

H. B. No. 570: To amend section 301 of the Revised Statutes of Ohio.

H. J. R. No. 115: For the admission of Ann Romanus into the Columbus Asylum for Insane.

H. B. No. 609: To amend section 923 and 930 of the Revised Statutes of Ohio.

H. B. No. 887: To authorize certain cities of the second class to erect a building for the use of the fire department, city officers, and a hall, and to purchase a steam fire engine.

Attest:

D. J. EDWARDS, *Clerk.*

The President *pro tem.* of the Senate, in the presence of the Senate, signed said bills and joint resolution.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The following bills have been introduced in the House of Representatives, and read the first time:

H. B. No. 914—Mr. Brown of Putnam: Making an appropriation to construct a culvert between locks 28 and 29, under the Miami and Erie Canal, in Putnam county.

H. B. No. 915—Mr. McCullough: To amend section 5761 of the Revised Statutes of Ohio.

H. B. No. 916—Mr. Bishop: To amend sections 2865, 4366, and 4369, and supplementary to section 4369 of the Revised Statutes of Ohio.

Attest:

D. J. EDWARDS, *Clerk.*

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives requests the return of

S. B. No. 331: To authorize the supervisors of the several road districts in the State to plant fruit or shade trees along the public highways, and to commute labor for that purpose, and requiring certain reports.

Attest:

D. J. EDWARDS, *Clerk.*

Mr. Tyler moved that the request of the House be granted.

Which was agreed to.

Tuesday, March 22, 1881.

## MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President :*

The House of Representatives has passed the following bills, in which the concurrence of the Senate is requested :

H. B. No. 907—Mr. Wolfe : To annex other territory to a special school district in Millville, Hocking county, Ohio, created by a special act passed April 24, 1877.

H. B. No. 852—Mr. Voight: Concerning villages adjoining each other on opposite sites of a line of railway.

H. B. No. 764—Mr. Patton : To authorize the construction of sewers, in the village of Defiance, Defiance county, Ohio, and for the borrowing of money to pay for the same.

Attest :

D. J. EDWARDS, *Clerk.*

Said bills were read the first time.

## MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President :*

The House of Representatives has concurred in the passage of the following bills:

S. B. No. 317 : To authorize the city council of Mt. Vernon to issue bonds and borrow money for the erection of a building for the use of said city.

S. B. No. 329: To authorize the commissioners of Fayette county, Ohio, to construct a turnpike and vacate a certain portion of the Deer Creek turnpike.

Attest :

D. J. EDWARDS, *Clerk.*

Mr. Jackson, on leave, introduced the following bill, which was read the third time:

S. B. No. 403: Authorizing and empowering the council of the incorporated village of Shawnee, Perry county, Ohio, to purchase a lot and erect thereon suitable buildings for engine and hose carriage, and sinking cisterns.

Mr. Jackson moved that the constitutional rule requiring bills to be read on three different days be dispensed with, that S. B. No. 403 may be read the second time by its title.

¶ On which motion the yeas and nays were taken, and resulted—yeas 29, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carlisle, Cline, Creamer, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Kirby of Wyandot, Marriott, Moore, O'Hagan, Parker, Perkins, Pond, Pringle, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—29.

So the motion was agreed to, and the bill was read the second time.

Mr. Jackson moved that the constitutional rule requiring bills to be read on three different days be dispensed with, that S. B. No. 405 may be read the third time.

On which motion the yeas and nays were taken and resulted—yeas 29, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carlisle, Cline, Creamer, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Kirby of Wyandot, Marriott, Moore, O'Hagan, Parker, Perkins, Pond, Pringle, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—29.

So the motion was agreed to, and the bill was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 27, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carlisle, Cline, Creamer, Eggleston, Entrekin, Harper, Hartshorn, Horr, Hollingsworth, Jackson, Kelly, Marriott, Moore, O'Hagan, Parker, Perkins, Pond, Pringle, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—27.

So the bill passed. The title was agreed to.

Mr. Harper submitted the following report:

The committee on Common Schools and School Lands, to whom was referred S. B. No. 360: To amend sections 4065, 4066, 4067, and 4068 of the Revised Statutes of Ohio—having had the same under consideration, report it back and recommend its passage.

L. HARPER,  
WM. C. CLINE,

A. R. VAN CLEAF,  
E. N. HARTSHORN,

Said bill was ordered to be engrossed, and read the third time tomorrow.

Mr. Hartshorn submitted the following report:

The committee on Common Schools and School Lands, to whom was referred H. B. No. 862: To authorize the board of education of Green Spring school district, in Seneca and Sandusky counties, to issue bonds and levy a tax for the payment of the same, to erect school buildings and furnish the same—having had the same under consideration, report it back and recommend its passage.

E. N. HARTSHORN,  
W. C. CLINE,  
H. E. O'HAGAN.

L. HARPER,  
A. R. VAN CLEAF,

Mr. Hartshorn moved that the constitutional rule requiring bills to be read on three different days be dispensed with, that said bill (H. B. No. 862) may be read the third time.

On which motion, the yeas and nays were taken, and resulted—yeas 22, nays 4, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carlisle, Cline, Creamer, Eggleston, Entrekin, Harper, Hartshorn, Jackson, Kelly, Kirby of Wyandot, Marriott, Moore, O'Hagan, Parker, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—22.

Tuesday, March 22, 1881.

Those who voted in the negative were—

Messrs. Hitchcock, Perkins, Pond, and Sinks—4.

So the motion was disagreed to.

Said bill was ordered to be read the third time to-morrow.

Mr. Entrekin, on leave, introduced the following bill, which was read the first time:

S. B. No. 401: To authorize the city council of the city of Chillicothe to transfer a certain fund therein.

Mr. Beer submitted the following report:

The committee on Finance, to whom was referred S. B. No. 375: To amend section 1 of an act entitled "an act to authorize the payment and transfer of bounty funds to aid in the erection of soldiers' monuments and monumental buildings," passed and took effect April 7, 1880—having had the same under consideration, report it back, and recommend its passage.

THOS. M. BEER,  
B. EGGLESTON,  
B. WILKINS,

GEO. P. TYLER.  
C. S. PARKER,

Said bill was ordered to be engrossed, and read the third time to-morrow.

Mr. Parker submitted the following report:

The committee on Finance, to whom was referred S. B. No. 381: To authorize the village of Clyde, Ohio, to transfer certain funds named therein—having had the same under consideration, report it back, and recommend its passage.

THOS. M. BEER,  
C. S. PARKER,  
GEO. P. TYLER,

B. EGGLESTON,  
B. WILKINS.

Said bill was ordered to be engrossed, and read the third time to-morrow.

Mr. Beer moved that the committee on Finance be relieved from further consideration of H. B. No. 872.

Which was disagreed to.

On motion of Mr. Eggleston, the Senate adjourned.

Attest:

J. C. DONALDSON, *Clerk.*

WEDNESDAY, March 23, 1881—10 o'clock A.M.

The Senate met pursuant to adjournment.

Prayer by Mr. E. N. Hartshorn.

The Journal was read and approved.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has concurred in the passage of the following bill:

S. B. No. 346: To amend section 3822 and 3824 of the Revised Statutes of Ohio.

With the following amendments in which the concurrence of the Senate is requested.

Strike out all after the enacting clause, and insert as follows:

"That in each county containing a city of the second grade of the second class, companies may be incorporated for the purpose of constructing avenues in the counties where they are organized; such avenues shall be opened not more than one hundred feet in width, at least sixty feet of which shall be cleared of all obstructions, and not less than thirty feet shall be made an artificial road, composed of stone, gravel, or other suitable material, well compacted together, in such manner as to secure a firm and substantial road, and shall not be less than one mile in length, and they may enter upon and appropriate any lands for the use of such avenue, according to the provisions of the statutes for the appropriation of private property by corporations.

"SEC. 2. When any such company completes not less than one mile of any such avenue to the acceptance of the county commissioners, or when the whole of any such avenue is completed to such acceptance by any such company, the company may erect a toll-gate thereon for the collection of such tolls as turnpike companies are allowed by law to collect."

"SEC. 3. That this act shall take effect and be in force from and after its passage."

Strike out the title and insert the following in lieu thereof:

"To authorize the construction of avenues in counties containing a city of the second grade of the second class."

Attest:

D. J. EDWARDS, *Clerk.*

The question being on concurring in House amendments to said bill, the yeas and nays were taken and resulted, yeas 28, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Carlisle, Carran, Cline, Creamer, Eggleston, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, O'Hagan, Perkins, Pollard, Pond, Sinks Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—28.

So the Senate concurred in said amendments.

25 s j

Mr. Entrekin, submitted the following report:

The committee on Revision have examined, and found correctly engrossed, S. B. Nos. 360, 368, 392, 391, 375, and 381, and Amended H. B. Nos. 372 and 688.

JOHN C. ENTREKIN,  
A. R. CREAMER,  
A. R. VAN F.

Mr. Hollingsworth, on leave, introduced the following bill, which was read the first time:

S. B. No. 405: To authorize certain villages to build railroads and to lease or operate the same.

Mr. Hollingsworth moved that the constitutional rule requiring bills to be read on three different days be dispensed with, that said bill may be read the second time by its title.

On which motion the yeas and nays were taken, and resulted—yeas 31, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Carlisle, Carran, Cline, Creamer, Eggleston, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, O'Hagan, Perkins, Pollard, Pond, Pringle, Richards, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—31.

So the motion was agreed to, and the bill read the second time.

Mr. Hollingsworth moved that the constitutional rule requiring bills to be read on three different days be dispensed with, that said bill may be read the third time.

On which motion the yeas and nays were taken and resulted—yeas 30, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Carlisle, Carran, Cline, Creamer, Eggleston, Harper, Hartshorn, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, O'Hagan, Perkins, Pollard, Pond, Pringle, Richards, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—30.

So the motion was agreed to, and the bill was read the third time.

The question then being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 25, nays 2, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Carlisle, Cline, Creamer, Eggleston, Entrekin, Harper, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, O'Hagan, Perkins, Pollard, Pond, Sinks, Sullivan, Tyler, Wilkins of Fulton, and Wilkins of Tuscarawas—25.

Those who voted in the negative were—

Messrs. Carran and Hitchcock—2.

So the bill passed. The title was agreed to.

Mr. Carran submitted the following report:

The committee on Reform Schools and Girls' Industrial Home, to whom was referred communication from His Excellency, the Governor, nominating Earl W. Merry to be a trustee of the Girls' Industrial Home—

having had the same under consideration, report it back, and recommend that the Senate do advise and consent to such appointment.

JNO. F. SINKS,  
THOS. J. CARRAN,  
P. HITCHCOCK,

F. M. MARRIOTT,  
JNO. A. WILKINS,  
B. W. CARLISLE.

The question being on advising and consenting to said appointment, the yeas and nays were ordered, taken, and resulted—yeas 29, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Carlisle, Carran, Cline, Creamer, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, O'Hagan, Perkins, Pollard, Pond, Richards, Sinks, Strong, Sullivan, Tyler, Van Cleaf, and Wilkins of Fulton—29.

The Senate advised and consented to said appointment.

Bills were read the second time, and referred as follows:

H. B. No. 764: To authorize the construction of sewers in the village of Defiance, Defiance county, Ohio, and for the borrowing of money to pay for the same.

To committee on Municipal Corporations.

H. B. No. 907: To annex other territory to a special school district in Millville, Hocking county, Ohio, created by a special act, passed April 24th, 1877.

To committee on Common Schools and School Lands.

H. B. No. 862: Concerning villages adjoining each other on opposite sides of a line of railroad.

To committee on Municipal Corporations.

H. B. No. 805: For the relief of Joseph W. Blair.

To committee on Claims.

S. B. No. 380: To aid the production of iron—was read the third time.

Mr. Kelly moved to refer said bill (S. B. No. 380) to a select committee of one, with instructions to amend as follows:

Add at the end of section two the following "for a period not exceeding two years, and he shall each year make a report to the Governor of his proceedings, and giving all such information as he thinks useful and proper."

Which was agreed to.

The President *pro tem.* appointed Mr. Kelly such committee, who reported the bill back amended as instructed.

Mr. Hartshorn moved to refer said bill (S. B. No. 380) to a select committee of one, with instructions to amend as follows:

In line 3, section 2, after the word "Ohio," insert the word "State."

Which was agreed to.

The President *pro tem.* appointed Mr. Hartshorn such committee, who reported the bill back amended as instructed.

Mr. Horr moved to refer said bill (S. B. No. 380) to a select committee of one, with instructions to amend as follows:

After the word "university," in line 3, section 2, insert "with the advice and consent of the Senate."

Which was disagreed to.

Mr. Hartshorn moved to refer said bill (S. B. No. 380) to a select committee of one, with instructions to amend as follows:

Strike out all after the word "university," in line 3, section 2, and insert the following: "who shall receive, as compensation for his services, and also for his traveling and other necessary expenses incurred in such chemical analysis, the sum of three thousand dollars per annum."

Which was agreed to.

The President *pro tem.* appointed Mr. Hartshorn such committee, who reported the bill back amended as instructed.

The question then being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 20, nays 6, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Cline, Entrekin, Harper, Hartshorn, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, O'Hagan, Perkins, Pollard, Pond, Sinks, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—20.

Those who voted in the negative were—

Messrs. Hitchcock, Horr, Moore, Richards, Strong, and Sullivan—6.

So the bill passed. The title was agreed to.

The following communication was received from the Governor:

STATE OF OHIO, EXECUTIVE DEPARTMENT,

COLUMBUS, March 23, 1881.

*To the Senate:*

I have the honor to nominate, and by and with the advice and consent of the Senate appoint, the following-named persons to be Commissioners of Fisheries, for the term of three years each, beginning April 1, 1881: Charles W. Bond, of Lucas county; Halsey C. Post, of Erie county, and Len A. Harris, of Hamilton county.

Very respectfully,

CHARLES FOSTER, Governor.

Referred to the committee on Fish Culture and Game.

S. B. No. 299: Providing for the transfer of Longview Asylum, and the establishment of insane asylums of the State under uniform regulations, to amend sections 698, 699, 700, and 711 of the Revised Statutes of Ohio, and section 639, amended by the act entitled "an act to amend sections 634, 635, 636, 638, 642, and 650, and to repeal sections 675, 681, 682, 683, 684, 685, 686, 687, 688, 689, 690, 691, and 693 of the Revised Statutes of Ohio," passed April 14, 1880, and to repeal sections 722 to 751, inclusive, of the Revised Statutes of Ohio—special order for this hour, was taken up.

Mr. Pond moved to refer said bill to the standing committee on Benevolent Institutions, with instructions to rearrange the asylum districts of the State, so that the capacity of the asylum in each may, as nearly as may be, be proportioned to the population of the district relatively to the other districts of the State—with leave to report at any time.

Which was agreed to.

H. B. No. 862: To authorize the board of education of Green Spring school district, in Seneca and Sandusky counties, Ohio, to issue bonds



and levy a tax for the payment of the same, to erect and furnish additional school buildings—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 25, nays 2, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Carlisle, Carran, Cline, Entrekin, Harper, Hartshorn, Horr, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, O'Hagan, Perkins, Pollard, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—25.

Those who voted in the negative were—

Messrs. Pond and Hitchcock—2.

So the bill passed. The title was agreed to.

On motion of Mr. Sinks, the Senate took a recess.

### THREE O'CLOCK P.M.

S. B. No. 364: To amend section 522 of the Revised Statutes of Ohio—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 24, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Carlisle, Carran, Cline, Eggleston, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Kirby of Wyandot, Marriott, Moore, Perkins, Pollard, Pond, Pringle, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—24.

So the bill passed. The title was agreed to.

Amended H. B. No. 372: To amend sections 6797, 7427, 7432, of the act entitled "an act to revise and consolidate the general statutes of Ohio," passed June 20, 1879—was read the third time.

Mr. Van Cleaf moved to refer said bill (H. B. No. 372) to a select committee of one, with instructions to amend as follows:

In section 1, line 75, strike out the word "conducts," and insert in lieu thereof the words "has conducted."

Which was agreed to.

The President *pro tem.* appointed Mr. Van Cleaf such committee, who reported the bill back amended as instructed.

The question then being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 29, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Carlisle, Carran, Cline, Creamer, Eggleston, Entrekin, Fleischmann, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Kirby of Wyandot, Marriott, Moore, Perkins, Pollard, Pond, Pringle, Richards, Sinds, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—29.

So the bill passed. The title was amended by striking out all after "7432," and adding "of the Revised Statutes of Ohio," and was agreed to.

H. B. No. 688: To amend sections 650 and 654 of the Revised Statutes of Ohio—was read the third time.

Mr. Carran moved to refer said bill (H. B. No. 688) to a select committee of one, with instructions to amend as follows:

After the word "month," in line 75, insert "such sum shall in no case exceed five thousand dollars."

Mr. Van Cleaf moved to amend the instructions as follows:

Strike out "five thousand dollars" and insert "one-tenth of the appropriation for such institution."

On which motion the yeas and nays were demanded, taken, and resulted—yeas 17, nays 6, as follows:

Those who voted in the affirmative were—

Messrs. Creamer, Eggleston, Harper, Hartshorn, Hitchcock, Horr, Jackson, Moore, O'Hagan, Perkins, Richards, Sinks, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—17.

Those who voted in the negative were—

Messrs. Cline, Carran, Hollingsworth, Marriott, Pollard, and Pond—6.

So the motion was agreed to.

The motion of Mr. Carran, as amended, was then agreed to.

The President *pro tem.* appointed Mr. Carran such committee, who reported the bill back amended as instructed.

Mr. Pond moved to refer said bill (H. B. No. 688) to a select committee of one, with instructions to amend as follows:

Insert after the word "event," in line 76, of section 1, the words "exceed two thirds of the amount named in."

Which was agreed to.

The President *pro tem.* appointed Mr. Pond such committee, who reported the bill back amended as instructed.

The question then being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 21, nays 1, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Cline, Creamer, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Moore, Perkins, Pollard, Pond, Pringle, Richards, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—21.

Mr. Carran voted in the negative.

So the bill passed.

The title was amended by inserting after the word "section" "645 and 648," and was then agreed to.

H. B. No. 780: Respecting the DeGraff union school district of Logan county, Ohio—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 26, nays none, as follows:

Those who voted in the affirmative—

Messrs. Atkinson, Beebe, Cline, Creamer, Eggleston, Entrekin, Harper, Hartshorn, Horr, Jackson, Marriott, Moore, O'Hagan, Perkins, Pond, Pringle, Richards, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—26.

So the bill passed. The title was agreed to.

H. B. No. 612: To amend section 7313 of the Revised Statutes—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 24, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Cline, Creamer, Eggleston, Harper, Hartshorn, Horr, Hollingsworth, Marriott, Moore, O'Hagan, Perkins, Pollard, Pond, Pringle, Richards, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—24.

So the bill passed. The title was agreed to.

H. B. No. 774: To amend sections 5530 and 5534 of the Revised Statutes of Ohio—was read the third time.

The question being, "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 25, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Carlisle, Carran, Cline, Creamer, Eggleston, Entrekin, Harper, Hartshorn, Horr, Hollingsworth, Marriott, Moore, O'Hagan, Perkins, Pollard, Pond, Pringle, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—25.

So the bill passed. The title was agreed to.

H. B. No. 601: Supplementary to title 1, division 3, chapter 2, subdivision 1, of the Revised Statutes—was read the third time.

Mr. Harper moved to refer said bill (H. B. No. 601) to a select committee of one, with instructions to amend as follows:

In line 130, section 5189, after the words, "attorneys-at-law," insert "editors of newspapers."

Which was disagreed to.

The question then being "Shall the bill pass?" the yeas and nays were ordered taken, and resulted—yeas 26, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Carran, Cline, Creamer, Eggleston, Entrekin, Fleischmann, Harper, Hartshorn, Hitchcock, Hollingsworth, Kelly, Marriott, Moore, O'Hagan, Perkins, Pollard, Pond, Pringle, Sinks, Strong, Sullivan, Tyler, Van Cleaf, and Wilkins of Fulton—26.

So the bill passed. The title was agreed to.

H. B. No. 312: To amend section 6842 of the Revised Statutes of Ohio—was read third time.

Mr. Entrekin moved to refer said bill (H. B. No. 312) to a select committee of one, with instructions to amend as follows:

Add after the words "embezzle or," in line 5, section 1, the word "fraudulently."

On which motion the yeas and nays were demanded, taken, and resulted—yeas 14, nays 15, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Carran, Creamer, Entrekin, Fleischmann, Horr, Jackson, Marriott, O'Hagan, Sinks, Strong, Sullivan, Tyler, and Van Cleaf—14.

Those who voted in the negative were—

Messrs. Carlisle, Harper, Hartshorn, Hitchcock, Hollingsworth, Kelly, Kirby of Wyandot, Moore, Perkins, Pollard, Pond, Pringle, Richards, Wilkins of Fulton, and Wilkins of Tuscarawas—15.

So the motion was disagreed to.

Mr. Entrekin moved to refer said bill (H. B. No. 312) to a select committee of one, with instructions to amend as follows:

Add after the words "own use," in line 5, section 1, the words, "and fails to account for or pay back the same, on demand."

Mr. Van Cleaf moved that said bill and pending amendment be laid upon the table.

Which was agreed to.

Mr. Hollingsworth moved that the Senate take a recess until 8 o'clock this evening.

Mr. Marriott moved to amend by striking out "8 o'clock this evening," and inserting "10 o'clock to morrow."

Mr. Wilkins of Tuscarawas moved that the Senate adjourn.

On which motion the yeas and nays were demanded, taken, and resulted—yeas 4, nays 21, as follows:

Those who voted in the affirmative were—

Messrs. Hartshorn, Sinks, Sullivan, and Wilkins of Tuscarawas—4.

Those who voted in the negative were—

Messrs. Atkinson, Carlisle, Carran, Creamer, Eggleston, Fleischmann,

Harper, Hitchcock, Hollingsworth, Kelly, Kirby of Wyandot, Moore, O'Hagan, Perkins, Pollard, Pond, Pringle, Richards, Tyler, Van Cleaf, and Wilkins of Fulton—21.

So the motion was disagreed to.

The question recurring on Mr. Marriott's amendment to Mr. Hollingsworth's motion, the yeas and nays were demanded, taken, and resulted—yeas 6, nays 17, as follows:

Those who voted in the affirmative were—

Messrs. Eggleston, Fleischmann, Pollard, Strong, Sullivan, and Wilkins of Fulton—6.

Those who voted in the negative were—

Messrs. Atkinson, Bebe, Carlisle, Carran, Harper, Hartshorn, Hitchcock, Hollingsworth, Kelly, Moore, O'Hagan, Perkins, Pond, Sinks, Tyler, Van Cleaf, and Wilkins of Tuscarawas—17.

So the motion was disagreed to.

The question recurring on the motion of Mr. Hollingsworth, Mr. Harper moved to amend by striking out "8 o'clock this evening," and inserting "9 o'clock to-morrow morning."

On which motion the yeas and nays were demanded, taken, and resulted—yeas 6, nays 19, as follows:

Those who voted in the affirmative were—

Messrs. Eggleston, Entekin, Fleischmann, Harper, Jackson, and Moore—6.

Those who voted in the negative were—

Messrs. Atkinson, Carlisle, Carran, Hartshorn, Hitchcock, Hollingsworth, Kelly, Kirby of Wyandot, O'Hagan, Perkins, Pollard, Pond, Pringle, Richards, Sinks, Sullivan, Tyler, Van Cleaf, and Wilkins of Tuscarawas—19.

So the motion was disagreed to.

The question recurring on the motion of Mr. Hollingsworth, the yeas and nays were demanded, taken, and resulted—yeas 6, nays 20, as follows:

Those who voted in the affirmative were—

Messrs. Carran, Hollingsworth, Kelly, Kirby of Wyandot, Moore, and O'Hagan—6.

Those who voted in the negative were—

Messrs. Atkinson, Carlisle, Eggleston, Harper, Hartshorn, Hitchcock, Horr, Jackson, Marriott, Perkins, Pollard, Pond, Pringle, Richards, Sinks, Strong, Sullivan, Tyler, Van Cleaf, and Wilkins of Tuscarawas—20.

So the motion was disagreed to.

On motion of Mr. Carlisle, the third reading of bills was informally passed.

The following bills were introduced, and read the first time:

S. B. No. 406—Mr. Carlisle: To authorize the board of education of Rush Creek township, of Fairfield township, to borrow money and issue bonds for school house purposes.

S. B. No. 407—Mr. Pringle: To fix the aggregate of taxes which may be levied for certain purposes in cities of the second class having by the federal census of 1880, or by any succeeding federal census, a population of 20,729.

S. B. No. 408—Mr. Atkinson: To amend section 4368 of the Revised Statutes of Ohio.

S. B. No. 409—Mr. Carran: To amend section 1 of an act to provide compensation for members of county, city, and State boards of equalization for the equalization of appraisement of real estate appraised in 1880.

S. B. No. 410—Mr. Moore: To amend section 4215 of the Revised Statutes of Ohio, and repeal an act supplementary thereto.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has concurred in the passage of the following bill:

S. B. No. 394: To authorize the commissioners of Pickaway county to rebuild a bridge across the Scioto river, at Circleville.

Attest:

D. J. EDWARDS, *Clerk.*

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has adopted the following joint resolution, in which the concurrence of the Senate is requested:

H. J. R. No. 118—Mr. Striker: Relative to Trustees of Longview Asylum.

Attest:

D. J. EDWARDS, *Clerk.*

The question being on the adoption of said resolution, the yeas and nays were ordered, taken, and resulted—yeas 27, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Carlisle, Carran, Cline, Creamer, Eggleston, Entrekin, Fleischmann, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Kirby of Wyandot, Marriott, Moore, Perkins, Pollard, Pond, Pringle, Richards, Sinks, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—27.

So the resolution was adopted.

Mr. Hollingsworth submitted the following report:

The joint committee on Enrollment have examined, and found correctly enrolled, the following bills and joint resolutions:

S. B. No. 394: To authorize the commissioners of Pickaway county to rebuild a bridge across the Scioto river, at Circleville.

H. J. R. No. 118: Relative to appropriations for Longview Asylum.

S. B. No. 876: To authorize the commissioners of Ottawa county to levy a tax to pay certain claims.

S. J. R. No. 78: Relative to placing Andrew King in the Athens Asylum for the Insane.

S. B. No. 359: To authorize the board of education of the Celina school district, Mercer county, Ohio, to issue bonds for the redemption of other bonds.

D. A. HOLLINGSWORTH,  
GEO. W. MOORE.  
H. R. SMITH,  
JOHN F. LOCKE,

J. L. CORYELL,  
L. M. STRONG,  
W. T. WALLACE,  
JAS. B. PAINE.

## MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The Speaker of the House of Representatives has, in the presence of the House, signed the following bills and joint resolutions:

**S. B. No. 376:** To authorize the commissioners of Ottawa county to pay certain claims.

**S. B. No. 359:** To authorize the board of education of the Celina school district, Mercer county, Ohio, to issue bonds for the redemption of other bonds.

**S. J. R. No. 78:** Relative to placing Andrew King into Athens Asylum for the Insane.

**H. J. R. No. 118:** Relative to appropriations for Longview Asylum.

**S. B. No. 394:** To authorize the commissioners of Pickaway county to rebuild a bridge across the Scioto river, at Circleville.

Attest:

D. J. EDWARDS, *Clerk*.

The President *pro tem.* of the Senate, in the presence of the Senate, signed said bills and joint resolutions.

## MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has concurred in the Senate amendments to

**H. B. No. 641:** To amend section 4733 of the Revised Statutes of Ohio.

Attest:

D. J. EDWARDS, *Clerk*.

## MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The following bills have been introduced in the House of Representatives and read the first time:

**H. B. No. 917—Mr. Cole:** To amend an act entitled "an act to authorize certain cities to build railroads, and to lease or operate the same," passed April 7, 1880. (Ohio Laws 77, page 131).

**H. B. No. 918—Mr. McCrory:** To amend sections 4239 and 4240 of the Revised Statutes of Ohio.

**H. B. No. 919—Mr. Heart:** For the relief of John Curtiss, John Reid, and the legal representatives of Geo. Brown & Co.

**H. B. No. 920—Mr. Spetnagle:** To authorize the commissioners of Ross county to submit to the qualified electors of said county at a regular or special election, the proposition to levy an additional tax for the purpose of building a children's home.

**H. B. No. 921—Mr. Letcher:** To amend section 4064 of the Revised Statutes of Ohio

**H. B. No. 922—Mr. Conrad:** To authorize the commissioners of certain counties, to manage and control insane asylums, and to repeal sections 722 to 751, inclusive.

**H. B. No. 923—Mr. Howard:** To amend sections 245, 249, 263, and

3375 of the Revised Statutes of Ohio, relating to the office and duties of the commissioners of railroads and telegraphs, and to railroad companies.

Attest:

D. J. EDWARDS, *Clerk*.

Mr. Van Cleaf submitted the following report:

The committee on Municipal Corporations, to whom was referred H. B. No. 764: To authorize the construction of sewers in in the village of Defiance, Defiance county, State of Ohio, and for the borrowing of money to pay for the same—having had the same under consideration, report it back and recommend its passage.

H. E. O'HAGAN,                      B. EGGLESTON,  
A. R. VAN CLEAF,                    THOS. J. CARRAN,  
CHAS. FLEISCHMANN,

Said bill was ordered to be read the third time to-morrow.

Mr. Pringle submitted the following report:

The committee on Judiciary, to whom was referred S. B. No. 365: For the relief of the sureties of Theodore A. Wick, of Clarke county—having had the same under consideration, report it back with following amendments, and recommend its passage when so amended:

1. Strike out all of the enacting clause and insert the following:

"That the commissioners of said county, the city council of the said city, the board of education of said city, the trustees of said township, and the board of education of said township, are hereby authorized and directed to release and discharge said sureties from all liability on account of any deficiency caused by the defalcation of said treasurer; and from all liability on said bond, each of said boards and corporations shall make such release and discharge to the extent of its interest in said bond.

"Provided, that before the making of said release and discharge, the question as to the same shall first be submitted, by the commissioners of said county, to a vote of the qualified electors of said county, at the regular October election, A.D. 1881, at which election the electors voting for such release and discharge shall have written or printed on their ballots, "For the release and discharge of the sureties of Theodore A. Wick, ex-treasurer of Clarke county—Yes;" and those opposed to such release and discharge shall have written or printed on their ballots, "For the release and discharge of the sureties of Theodore A. Wick, ex-treasurer of Clarke county—No;" of which election the sheriff of said county shall give at least thirty days' notice, in the same manner provided by law for the giving of notice for the election of county officers; said election to be conducted as provided by law for the election of county officers.

"SEC. 2. In case a majority of the votes cast on said question at said election be in favor of said release and discharge of said sureties, then said sureties shall be released and discharged as provided in the first section of this act; and if a majority of the votes cast at said election shall be opposed to said release and discharge, then such release and discharge shall not be made.

"SEC. 3. This act shall take effect on its passage."

Strike out the preamble, and insert the following:

"WHEREAS, Theodore A. Wick, former treasurer of Clarke county, Ohio, and treasurer ex-officio of the city of Springfield, in said county, and of the board of education of said city, and treasurer of Springfield

was, on the first Monday of September, A. D. 1872, at the expiration of his official term, a defaulter to a large amount; and,

"WHEREAS, Ever since that time, and until a recent period, suits have been pending in the courts of said county, and in the Supreme Courts of the State, to determine what proportion of said defalcation should be borne by the various boards and corporations above named; and,

"WHEREAS, By reason of the pendency of said suits, the exact liability of the bondsmen of said Wick could not be determined until said suits were decided by the Supreme Court of the State, and during said litigation a majority of said bondsmen have died or become insolvent, and the remainder of said bondsmen are unable to pay the full amount of said defalcation, without pecuniary ruin to themselves; therefore."

F. B. POND,	T. J. PRINGLE.
D. A. HOLLINGSWORTH,	T. J. CARRAN.
LYMAN J. JACKSON,	

Said amendments were agreed to.

On motion of Mr. Pringle, said bill was laid upon the table and ordered printed in advance of other matter.

Mr. Carran submitted the following report:

The committee on Judiciary, to whom was referred S. B. No. 273: Supplementary to the Revised Statutes of Ohio, to provide for the creation and regulation of safe deposit and trust companies.—having had the same under consideration, report it back without recommendation.

F. B. POND,	D. A. HOLLINGSWORTH,
R. G. RICHARDS,	THOS. J. CARRAN,
T. J. PRINGLE.	

Said bill was ordered to be engrossed.

On motion of Mr. Carran, said bill was made the special order for 3½ p.m. to-morrow.

Mr. Hitchcock, on leave, submitted the following report:

The committee on Finance, to whom was referred H. B. No. 872: To authorize the commissioners of Gallia county, Ohio, to transfer the surplus dog tax in Gallia county to the poor fund of said county—having had the same under consideration, report it back with following amendments, without recommendation as to passage:

In line 6, after the word "Ohio," insert "may," and in same line, after "be," insert "annually," also strike out all of section 1, after "fund," in line 8.

P. HITCHCOCK,	B. WILKINS,
D. D. BEEBE,	GEO. P. TYLER,
B. EGGLESTON,	

Said amendments were agreed to.

Said bill was ordered to be engrossed, and read the third time to-morrow.

Mr. Tyler submitted the following report:

The committee on Finance, to whom was referred S. B. No. 395: To authorize the village council of the village of Bellevue to invest certain funds in United States and other securities—having had the same under consideration, report it back, with following amendments, and recommend its passage when so amended.

1. In section 1, line 2, strike out the words "village council of the."
2. In section 1, line 7, after the word "Ohio," insert the words "or



township in said county, and of the board of education of said township, in mortgages upon improved farm lands in the counties of Sandusky, Huron, Erie, or Seneca, of double the value of the loan."

3 Insert the following as section 2: "Section 2. That for the purpose of carrying out the provisions of the first section of this act, the Governor is hereby required to appoint two freeholders, who shall be residents of said village, to hold their office for three years from April 1, 1881, and until their successors shall be appointed and qualified as commissioners, who shall each give bond in the sum of ten thousand dollars, payable to said village, with sureties to be approved by the Probate Judge of Huron county, for the faithful performance of their duties, and who shall serve without compensation."

4. Change section 2, to section 3.

D. D. BEEBE,  
GEO. P. TYLER,  
P. HITCHCOCK,

B. WILKINS,  
B. EGGLESTON.

Said amendments were agreed to.

Said bill was ordered to be engrossed, and read the third time to-morrow.

Mr. Beebe submitted the following report:

The committee on Finance to whom was referred H. B. No. 899: To authorize the trustees of Mark township, Defiance county, to transfer certain funds—having had the same under consideration, report it back, and recommend its passage:

D. D. BEEBE,  
GEO. P. TYLER,  
P. HITCHCOCK,

B. WILKINS,  
B. EGGLESTON,

Said bill was ordered to be read the third time to-morrow.

Mr. Wilkins of Tuscarawas submitted the following report:

The committee on Public Works and Public Lands, to whom was referred H. B. No. 762: To amend section 7657 of the Revised Statutes of Ohio—having had the same under consideration, report it back, and recommend its passage.

B. WILKINS,  
B. W. CARLISLE,  
B. EGGLESTON,

JOHN. F. SINKS,  
D. D. BEEBE.

Said bill was ordered to be read the third time to-morrow.

Mr. Wilkins of Tuscarawas submitted the following report:

The committee on Public Works and Public Lands, to whom was referred H. J. R. No 65: Providing for a certain investigation by the standing committees of the Senate and House on Public Works—having had the same under consideration, report it back, and recommend its indefinite postponement.

B. WILKINS,  
JNO. F. SINKS,  
B. W. CARLISLE,

D. D. BEEBE,  
B. EGGLESTON.

Said resolution was indefinitely postponed.

Mr. Eggleston submitted the following report:

The committee on Municipal Corporations, to whom was referred H. B. No. 852: Concerning villages adjoining each other on opposite

sides of a line of railroad—having had the same under consideration, report it back, and recommend its passage.

B. EGGLESTON,                      A. R. VAN CLEAF,  
THOS. J. CARRAN,                  H. E. O'HAGAN.

Said bill was ordered to be read the third time to-morrow.

Mr. Carran submitted the following report:

The committee on Municipal Corporations, to whom was referred H. B. No. 533: To amend section 2926 of the Revised Statutes of Ohio—having had the same under consideration, report it back, and recommend its passage.

THOMAS J. CARRAN,                  P. HITCHCOCK,  
CHAS. FLEISCHMANN,              A. R. VAN CLEAF.

Said bill was ordered to be read the third time to-morrow.

Mr. Pollard submitted the following report:

The committee on Agriculture, to whom was referred H. B. No. 649: To transfer funds from tax on dogs fund to the Preble County Agricultural Society—having had the same under consideration, report it back without recommendation.

J. K. POLLARD,                      P. HITCHCOCK.  
M. H. KIRBY,                      CHAS. FLEISCHMANN.

Said bill was ordered to be read the third time to-morrow.

Mr. O'Hagan submitted the following report:

The committee on Railroads, Telegraphs, and Turnpikes, to whom was referred S. B. No. 316: To authorize certain townships to build railroads and to lease or operate the same—having had the same under consideration, report it back and recommend its passage.

H. E. O'HAGAN,                      GEO. P. TYLER,  
B. W. CARLISLE,                      D. A. HOLLINGSWORTH.  
D. D. BEEBE,

Said bill was ordered to be engrossed, and read the third time to-morrow.

Mr. Carlisle submitted the following report:

The committee on Railroads, Telegraphs, and Turnpikes, to whom was referred S. B. No. 371: To amend section 4796 of the Revised Statutes of Ohio—having had the same under consideration, report it back, with following amendments, and recommend its passage when so amended:

In line 9, after the word "to," insert the word "be;" change the word "receive" to "received."

B. W. CARLISLE,                      D. D. BEEBE,  
GEO. P. TYLER,                      D. A. HOLLINGSWORTH.  
H. E. O'HAGAN,

Said amendments were agreed to.

Said bill was ordered to be engrossed, and read the third time to-morrow.

Mr. Pollard submitted the following report:

The committee on Agriculture, to whom was referred H. B. No. 875: To authorize the commissioners of Richland county, Ohio, to transfer

funds from tax on dogs to the Richland County Agricultural Society—having had the same under consideration, report it back without recommendation.

J. K. POLLARD,  
P. HITCHCOCK,

M. H. KIRBY,  
CHAS. FLEISCHMANN.

Said bill was ordered to be read the third time to-morrow.

Mr. Kirby of Wyandot submitted the following report:

The committee on Agriculture, to whom was referred H. B. No. 684: Supplementary to section 4209 of the Revised Statutes of Ohio—having had the same under consideration, report it back with following amendment, and recommend its passage when so amended:

In section 1, line 4, after the word "Statutes," insert the words "of Ohio."

M. H. KIRBY,  
P. HITCHCOCK,

J. K. POLLARD,  
CHAS. FLEISCHMANN

Said amendment was agreed to.

Said bill was ordered to be engrossed, and read the third time to-morrow.

Mr. Strong submitted the following report:

The committee on Military Affairs, to whom was referred S. B. No. 399: To amend section 3083 of the Revised Statutes of Ohio—having had the same under consideration, report it back with following amendments, and recommend its passage when so amended:

In line 15, section 1, strike out the words "any regiment, battalion, company, or battery, or any part thereof," and insert in lieu thereof the words following: "any part of the Ohio National Guard" And after the word "thereof," in line 20, insert the following "but in such cases, if the Governor shall certify that it was necessary to call out such troops to protect the lives and property of citizens of the State of Ohio, and to enforce the laws thereof, and that the same ought to be paid by the State, then such troops shall be paid out of the State Treasury as in other cases."

L. M. STRONG,  
H. B. PERKINS,  
F. B. POND,

J. J. SULLIVAN,  
J. C. ENTREKIN,  
JNO. A. WILKINS.

Said amendments were agreed to.

Said bill was ordered to be engrossed, and read the third time to-morrow.

Mr. Fleischmann submitted the following report:

The committee on Agriculture, to whom was referred H. B. No. 860: To authorize the transfer of funds arising from tax on dogs in Union county, Ohio—having had the same under consideration, report it back without recommendation.

CHAS. FLEISCHMANN,  
J. K. POLLARD,

M. H. KIRBY,  
P. HITCHCOCK.

Said bill was ordered to be read the third time to-morrow.

Mr. Fleischmann submitted the following report:

The committee on Agriculture, to whom was referred H. B. No. 771: To authorize the commissioners of Fulton county, Ohio, to transfer funds

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from tax on dogs to the Fulton County Agricultural Society to pay its indebtedness and improve its buildings—having had the same under consideration, report it back without recommendation.

CHAS. FLEISCHMANN,  
M. H. KIRBY,

J. K. POLLARD.  
P. HITCHCOCK.

Said bill was ordered to be read the third time to-morrow.

Mr. Hitchcock submitted the following report :

The committee on Agriculture, to whom was referred H. B. No. 896: To authorize the commissioners of Champaign county, Ohio, to transfer funds raised from the tax on dogs to the Champaign County Agricultural Society—having had the same under consideration, report it back without recommendation.

P. HITCHCOCK,  
M. H. KIRBY.

J. K. POLLARD,  
C. FLEISCHMANN.

Said bill was ordered to be read the third time to-morrow.

Mr. O'Hagan submitted the following report :

The committee on Fish Culture and Game, to whom referred the communication from the Governor, appointing Halsey C. Post, of Erie county, Len A. Harris, of Hamilton county, and Chas. W. Bond, of Lucas county, as Commissioners of Fisheries, for three years, from April 1, 1881—having had the same under consideration, report it back, and recommend that the Senate do advise and consent to said appointments.

R. A. HORR,  
JNO. A. WILKINS,

H. E. O'HAGAN.  
CHAS. FLEISCHMANN,

On motion of Mr. Pond, the Senate adjourned.

Attest :

J. C. DONALDSON, *Clerk*.

THURSDAY, March 24, 1881—10 o'clock A.M.

The Senate met pursuant to adjournment

Prayer by Rev. Bailey.

The Journal was read and approved.

Mr. Carran presented the petition of Hon. Amos Townsend and 100 other citizens of Cuyahoga county, in favor of the passage of S. B. No. 352.

Which was referred to the committee on Railroads, Turnpikes, and Telegraphs.

Bills were read the second time, and referred as follows :

S. B. No. 400: To amend 2903 of the Revised Statutes of Ohio.

To committee on Finance.

S. B. No. 401: To provide for straightening, clearing out, widening, deepening, and otherwise improving drains in Ottawa county, and State of Ohio.

To committee on Ditches and Drains.

S. B. No. 402: For the relief of the heirs of Eliza M. Heaton.  
To Committee on Claims.

S. B. No. 404: To authorize the city council of the city of Chillicothe to transfer a certain fund therein.

To select committee of one—Mr. Entrekin.

On motion of Mr. Hitchcock, the report of the committee on Fish Culture and Game, on the message of the Governor, appointing Chas. W. Bond, Halsey C. Post, and Len A. Harris, Commissioners of Fisheries, was taken up.

The question being on advising and consenting to said appointments, they were taken up separately.

On the question of advising and consenting to the appointment of Chas. W. Bond, the yeas and nays were ordered, taken, and resulted—yeas 29, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Carlisle, Carran, Cline, Creamer, Eggleston, Entrekin, Fleischmann, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Marriott, Moore, O'Hagan, Parker, Perkins, Pollard, Pond, Pringle, Richards, Sinks, Strong, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—29

So the Senate advised and consented to said appointment.

On the question of advising and consenting to the appointment of Halsey C. Post, the yeas and nays were ordered, taken, and resulted—yeas 20, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Carlisle, Carran, Cline, Creamer, Eggleston, Entrekin, Fleischmann, Hartshorn, Hitchcock, Hollingsworth, Jackson, Kelly, Kirby of Wyandt, Moore, O'Hagan, Parker, Perkins, Pollard, Pond, Pringle, Richards, Sinks, Strong, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—29.

So the Senate advised and consented to said appointment.

On the question of advising and consenting to the appointment of Len A. Harris, the yeas and nays were ordered, taken, and resulted—yeas 29, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Carlisle, Carran, Cline, Eggleston, Entrekin, Fleischmann, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Kirby of Wyandot, Moore, O'Hagan, Parker, Perkins, Pollard, Pond, Pringle, Richards, Sinks, Strong, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—29.

So the Senate advised and consented to said appointment.

Mr. Entrekin submitted the following report:

The committee on Revision have examined, and found correctly engrossed, S. B. Nos. 273, 316, 395, 371, 399, re-engrossed H. B. Nos. 872 and 684.

JOHN C. ENTREKIN,  
A. R. CREAMER,  
A. R. VAN CLEAF.

H. B. No. 872: To authorize the commissioners of Gallia county, Ohio, to transfer the surplus dog tax in said county to the poor fund—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 22, nays 1, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Carlisle, Cline, Eggleston, Fleischmann, Harper, Hartshorn, Horr, Hollingsworth, Kelly, Kirby of Wyandot, Moore, O'Hagan, Parker, Perkins, Richards, Sinks, Strong, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—22.

Mr. Carran voted in the negative.

So the bill passed. The title was agreed to.

H. B. No. 696: To amend section 4836 of the Revised Statutes of Ohio, as amended April 16, 1880—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 26, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Carlisle, Eggleston, Entrekin, Fleischmann, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Kelly, Kirby of Wyandot, Marriott, Moore, O'Hagan, Parker, Pollard, Pond, Pringle, Richards, Sinks, Strong, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—26.

So the bill passed. The title was agreed to.

S. B. No. 392: To amend sections 7414 and 7433 of the Revised Statutes of Ohio—was read the third time.

Mr. Marriott moved to refer said bill (S. B. No. 392) to a select committee of one, with instructions to amend as follows:

Strike out in line 11 the words "twelve hundred," and insert in lieu thereof the words "eighteen hundred."

On which motion the yeas and nays were demanded, taken, and resulted—yeas 14, nays 15, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Carlisle, Carran, Eggleston, Entrekin, Fleischmann, Jackson, Kirby of Wyandot, Marriott, Moore, O'Hagan, Parker, Tyler, and Wilkins of Fulton—14.

Those who voted in the negative were—

Messrs. Beebe, Cline, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Perkins, Pollard, Pond, Pringle, Richards, Sinks, Strong, and Van Cleaf—15.

So the motion was disagreed to.

Mr. Atkinson asked and obtained indefinite leave of absence.

Mr. Carlisle moved to refer said bill (S. B. No. 392) to a select committee of one, with instructions to amend as follows:

In line 9 strike out the word "ten," and insert "twelve."

On which motion the yeas and nays were demanded, taken, and resulted—yeas 9, nays 14, as follows:

Those who voted in the affirmative were—

Messrs. Carlisle, Carran, Jackson, Kirby of Wyandot, Marriott, Moore, O'Hagan, Tyler, and Wilkins of Fulton—9.

Those who voted in the negative were—

Messrs. Beebe, Cline, Creamer, Entrekin, Hartshorn, Hitchcock, Horr, Hollingsworth, Perkins, Pond, Pringle, Richards, Sinks, and Strong—14.

So the motion was disagreed to.

Mr. Wilkins of Fulton moved to refer said bill (S. B. No. 392) to a select committee of one, with instructions to amend as follows:

Strike out "twelve hundred," in line 11, and insert therefor the words "fifteen hundred."

On which motion the yeas and nays were demanded, taken, and resulted—yeas 11, nays 17, as follows:

Those who voted in the affirmative were—

Messrs. Carlisle, Carran, Eggleston, Entrekin, Jackson, Kirby of Wyandot, Marriott, Moore, Tyler, Van Cleaf, and Wilkins of Fulton—11.

Those who voted in the negative were—

Messrs. Beebe, Cline, Creamer, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, O'Hagan, Perkins, Pollard, Pond, Pringle, Richards, Saltzgaber, Strong, and Wilkins of Tuscarawas—17.

So the motion was disagreed to.

Mr. Harper moved to refer said bill (S. B. No. 392) to a select committee of one, with instructions to amend as follows:

In line 8 strike out the word "eighteen," and insert "fifteen."

On which motion the yeas and nays were demanded, taken, and resulted—yeas 3, nays 24, as follows:

Those who voted in the affirmative were—

Messrs. Carlisle, Harper, and Kirby of Wyandot—3.

Those who voted in the negative were—

Messrs. Beebe, Carran, Cline, Creamer, Eggleston, Entrekin, Fleischmann, Hartshorn, Hitchcock, Horr, Marriott, Moore, O'Hagan, Perkins, Pollard, Pond, Pringle, Richards, Sinks, Strong, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—24.

So the motion was disagreed to.

The question then being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 23, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Carlisle, Carran, Cline, Eggleston, Entrekin, Fleischmann, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Kirby of Wyandot, Moore, Perkins, Pollard, Pond, Pringle, Richards, Sinks, Strong, Tyler, and Wilkins of Tuscarawas—23.

So the bill passed. The title was agreed to.

S. B. No. 368: To amend section 6862 of the Revised Statutes of Ohio—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 26, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Carran, Cline, Eggleston, Entrekin, Fleischmann, Harper, Hartshorn, Hitchcock, Horr, Jackson, Kirby of Wyandot, Marriott, Moore, O'Hagan, Parker, Perkins, Pond, Pringle, Richards, Sinks, Strong, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—26.

So the bill passed. The title was agreed to.

Mr. Jackson asked and obtained leave of absence for Sherman Herbert, a page of the Senate, on account of sickness.

S. B. No. 250: To amend section 6289 of the Revised Statutes of Ohio—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 24, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Carlisle, Carran, Cline, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kirby of Wyandot, Marriott, Moore, O'Hagan, Pollard, Pond, Pringle, Richards, Sinks, Strong, Tyler, Van Cleaf, Wilkins of Tuscarawas—24.

So the bill passed.

The title was amended by striking out "eighty-nine" and inserting "sixty-five," and was then agreed to.

On motion of Mr. Van Cleaf, the Senate took a recess.

### THREE O'CLOCK P.M.

H. B. No. 771: To authorize the commissioners of Fulton county, Ohio, to transfer funds from tax on dogs to Fulton County Agricultural Society to pay its indebtedness and improve its buildings—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 19, nays 4, as follows:

Those who voted in the affirmative were—

Messrs. Carlisle, Cline, Eggleston, Fleischmann, Harper, Hartshorn, Horr, Jackson, Kirby of Wyandot, Moore, O'Hagan, Parker, Pringle, Sinks, Strong, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas.—19.

Those who voted in the negative were—

Messrs. Entrekin, Hitchcock, Pond, and Richards—4.

So the bill passed. The title was agreed to.

H. B. No. 533: To amend an act entitled "an act to amend section 2926 of the Revised Statutes of Ohio"—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 25, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Carlisle, Carran, Cline, Creamer, Eggleston, Entrekin, Fleischmann, Harper, Hartshorn, Horr, Hollingsworth, Jackson, Kirby of Wyandot, Moore, O'Hagan, Parker, Pollard, Pond, Pringle, Richards, Sinks, Strong, Tyler, Van Cleaf, and Wilkins of Tuscarawas—25.

So the bill passed. The title was agreed to.

S. B. No. 395: To authorize the village council of the village of Bellevue to invest certain funds in United States and other securities—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken and resulted—yeas 24, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Carlisle, Carran, Cline, Creamer, Eggleston, Entrekin, Fleischmann, Harper, Hartshorn, Horr, Jackson, Kirby of Wyandot, Moore, O'Hagan, Parker, Pollard, Pond, Pringle, Richards, Sinks, Strong, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—24.

So the bill passed. The title was agreed to.

H. B. No. 875: To authorize the commissioners of Richland county, Ohio, to transfer funds from the tax on dogs to the Richland County Agricultural Society—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 18, nays 4, as follows:

Those who voted in the affirmative were—

Messrs. Carlisle, Cline, Eggleston, Fleischmann, Harper, Hartshorn, Horr, Jackson, Kirby of Wyandot, Moore, O'Hagan, Parker, Sinks, Strong, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—18.



Those who voted in the negative were—

Messrs. Carran, Hollingsworth, Pond, and Richards—4.

So the bill, having failed to receive a constitutional majority, was lost.

Mr. Carlisle moved to reconsider the vote by which said bill was lost.

Which was agreed to.

The question then being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 19, nays 5, as follows:

Those who voted in the affirmative were—

Messrs. Carlisle, Cline, Creamer, Eggleston, Harper, Hartshorn, Horr, Jackson, Kirby of Wyandot, Moore, O'Hagan, Parker, Pringle, Sinks, Strong, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—19.

Those who voted in the negative were—

Messrs. Carran, Hollingsworth, Pond, Richards, and Hitchcock—5.

So the bill passed. The title was agreed to.

Mr. Hitchcock submitted the following report:

The committee on Benevolent Institutions, to whom was referred S. B. No. 299: Providing for transfer of Longview Asylum, etc.—having had the same under consideration, report it back, with following amendments, as instructed by the Senate:

In line 37, before "Medina," insert "and."

After "Medina," strike out "and Wayne."

In line 42 strike out "Fairfield" and insert "Belmont."

In line 43, after "Madison," insert "Wayne."

In lines 45 and 46 strike out "Warren, Brown, Clinton, and Clermont."

In line 47 strike out "Belmont," and insert "Fairfield."

After "Hamilton," in line 50, insert "Brown, Clermont, Clinton, and Warren."

Also, strike out "Defiance," in line 39, and insert the same after "Clarke," in line 44,

Insert "and" before "Greene," in line 46.

In lines 39 and 40 strike out "Hancock, Hardin, Henry, Logan," and insert the same words after the word "Auglaize," in line 44.

P HITCHCOCK,

A. R. VAN CLEAF,

JOHN A. WILKINS.

R. A. HERR,

GEO P TYLER,

Said amendments were agreed to.

Said bill was engrossed at the Clerk's desk, and read the third time.

Mr. Eggleston moved to refer said bill (Amended S. B. No. 299) to a select committee of one, with instructions to amend as follows:

In line 1, section 1, insert the word "of" after the word "State."

Also, in line 15, after the word "shall" strike out the words "be paid to," and insert in lieu thereof the words "upon order of."

Also, in line 16, after the word "county," insert the following: "be paid or deposited into the county treasury thereof, to the credit of its interest and sinking fund as follows: \$300,000, in cash, which amount is hereby appropriated from the general revenue fund of the State for that purpose, and the remainder of the sum so ascertained or agreed upon in manner herein provided."

Also, in line 17, after the word "form" insert the following: "by the Sinking Fund Commissioners of the State, upon the certificate of the Governor and Attorney-General."

Which was agreed to.

The President *pro tem.* appointed Mr. Eggleston such committee, who reported the bill back amended as instructed.

The question then being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 20, nays 3, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Carlisle, Carran, Cline, Eggleston, Fleischmann, Harper, Horr, Hollingsworth, Jackson, Kirby of Wyandot, Marriott, Moore, O'Hagan, Pollard, Pond, Richards, Strong, Tyler, and Wilkins of Tuscarawas—20.

Those who voted in the negative were—

Messrs. Hartshorn, Hitchcock, and Van Cleaf—3.

So the bill passed. The title was agreed to.

H. B. No. 645: Authorizing certain counties to build railroads, and to lease or operate the same—was taken up.

On motion of Mr. Jackson, the further consideration of said bill was postponed until next Wednesday, and ordered placed on the calendar for third reading on that day.

H. B. No. 807: To amend section 4898 of the Revised Statutes of Ohio—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 29, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Carlisle, Carran, Cline, Creamer, Eggleston, Entrekin, Fleischmann, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kirby of Wyandot, Marriott, Moore, O'Hagan, Parker, Perkins, Pollard, Pond, Pringle, Richards, Sinks, Strong, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—29.

So the bill passed. The title was agreed to.

H. B. No. 889: To authorize the commissioners of Champaign county to build a bridge across the Pittsburgh, Cincinnati and St. Louis, and the New York, Pennsylvania and Ohio Railways, in the city of Urbana, in said county—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 26, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Carlisle, Cline, Creamer, Entrekin, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kirby of Wyandot, Marriott, Moore, O'Hagan, Parker, Perkins, Pollard, Pond, Pringle, Richards, Sinks, Strong, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—26.

So the bill passed. The title was agreed to.

S. B. No. 273: Supplementary to the Revised Statutes of Ohio, title two, chapter one, and to provide for the creation and regulation of safe deposit and trust companies—being the special order for this hour, was taken up.

Mr. Carran moved to refer said bill (S. B. No. 273) to a select committee of one, with instructions to amend as follows:

In line 6, section 3269a, after the word "secure" insert "fire-proof."

In line 29, same section, strike out all after "parties" to the word "all" in line 32.

After the word "state," in line 44, same section, insert "in any sum not to exceed two-thirds of its value as assessed for taxation."

Which was agreed to.

The President *pro tem.* appointed Mr. Carran such committee, who reported the bill back amended as instructed.

Mr. Carran moved to refer said bill (S. B. No. 273) to a select committee of one, with instructions to amend as follows:

In line 60, section 3269b, add "or bonds."

In line 74, same section, after the word "any" insert "deed."

After the word "trust," in line 75, add "or a trust."

In line 89, same section, after the word "to" add "accept any trust or."

In line 90, same section, after the word "to" add "agree to."

In line 101, same section, after the word "to," add "or in the custody of."

In line 102, same section, strike out the word "thereof," and insert "of the safe deposit department."

Which was agreed to.

The President *pro tem.* appointed Mr. Carran such committee, who reported the bill back amended as instructed.

Mr. Carran moved to refer said bill (S. B. No. 273) to a select committee of one, with instructions to amend as follows:

In line 135, after the word "located," add as follows: "provided, that the capital stock of such company shall not be less than one hundred and fifty thousand dollars, of which not less than one hundred thousand dollars shall be paid in before the organization of the company."

In line 141, after the word "otherwise," add "any safe deposit or trust company heretofore organized and now doing business may accept any or all of the provisions of this act, and shall file a certified copy of such acceptance with the Secretary of State."

Which was agreed to.

The President *pro tem.* appointed Mr. Carran such committee, who reported the bill back amended as instructed.

The question then being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 21, nays 3, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Carlisle, Carran, Cline, Eggleston, Fleischmann, Harts-horn, Hitchcock, Horr, Jackson, Kirby of Wyandot, Marriott, Moore, Perkins, Pollard, Pond, Pringle, Sinks, Strong, Wilkins of Fulton, and Wilkins of Tuscarawas—21.

Those who voted in the negative were—

Messrs. Harper, O'Hagan, and Van Cleaf—3.

So the bill passed. The title was agreed to.

A communication from the city council of Columbus, protesting against the increase of the compensation of the Treasurer of Franklin county, was read at the Clerk's desk, and referred to the committee on Fees and Salaries.

S. B. No. 375: To amend section 1 of an act entitled "an act to authorize the payment and transfer of bounty funds to aid in the erection of soldiers' monuments and monumental buildings," passed and took effect April 7, 1880.

On motion of Mr. Parker, said bill was laid upon the table.

S. B. No. 381: To authorize the village of Clyde, Ohio, to transfer certain funds named therein—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 21, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Carlisle, Carran, Eggleston, Harper, Hartshorn, Hitchcock, Hollingsworth, Jackson, Kirby of Wyandot, Marriett, Moore, O'Hagan, Parker, Perkins, Pond, Richards, Sinks, Strong, Van Cleaf, and Wilkins of Tuscarawas—21.

So the bill passed. The title was agreed to.

S. B. No. 360: To amend sections 4065, 4066, 4067, and 4068 of the Revised Statutes of Ohio—was read the third time, and further consideration postponed until next Wednesday.

Mr. Jackson submitted the following report:

The special committee, to whom was referred S. B. No. 393: Supplementary to an act entitled "an act to authorize the survey and estimate of such grading of certain roads in Perry county," passed April 17, 1880—having had the same under consideration, report it back with following amendments, and recommend its passage when so amended:

In section 3 strike out all after the word "turnpike," in line 3, to and including the word "disinterested," in line 7, and insert in place thereof: "connecting consecutively within their several townships villages named in said act, on the line from Thornport to New Straitsville; shall construct a free turnpike, making such connections, and in that behalf shall appoint three competent, judicious."

In same section, strike out all between the word "best," in line 10, and the word "but," in line 11, and insert in same place, "and cheapest of construction between such villages."

In section 6, line 2, strike out following the word "thereof" to the word "by," in line 3, and insert, "and in any appropriation of property therefor."

In section 6, strike out all the section following the word "premises" in line 14, and in lieu thereof insert: "and the expense of the grading in any township shall be paid by the township out of the township treasury, and also so much of the expense of the turnpiking as with the grading shall not exceed fifteen hundred dollars per mile in the township shall be paid likewise out of the township treasury, and all other costs and expenses of every kind accruing or arising in or about the locating, establishing, and constructing any free turnpike under this act, shall be paid by the county out of the county treasury in the manner provided by law."

In section 9 strike out all after the word "payment," in lines 1 and 2, to and including "turnpike" in line 3, and insert in lieu thereof "of any expense by the county under this act."

Strike out all of said section following line 3.

After section 9 insert another section as follows:

"SEC. 10. If the trustees of a township have not demanded nor agreed upon a line, a demand or petition signed in writing by a number of electors of a township, equal in number to a majority of the votes cast in the township at the last preceding general election, shall have the full force and effect of a demand by the trustees of the township for a turnpike or of an agreement of such trustees upon a line of turnpike as herein provided."

Change the numbering of the present section 10 to section 11.

LYMAN J. JACKSON.

Said amendments were agreed to.

Said bill was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 26, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Carlisle, Carran, Creamer, Eggleston, Entrekin, Fleischmann, Harper, Hartshorn, Hitchcock, Hollingsworth, Jackson, Kirby of Wyandot, Marriott, Moore, O'Hagan, Parker, Perkins, Pollard, Pond, Pringle, Richards, Sinks, Strong, Van Cleaf, and Wilkins of Tuscarawas—26

So the bill passed. The title was agreed to.

On motion of Mr. Sinks, H. B. No 649: To transfer funds from dog-tax fund to Preble county agricultural society—was postponed until next Wednesday.

H. B. No. 764: To authorize the construction of sewers, in the village of Defiance, Defiance county, Ohio, and for the borrowing of money to pay for the same—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 24, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Carlisle, Carren, Creamer, Eggleston, Fleischman, Harper, Hartshorn, Hitchcock, Hollingsworth, Jackson, Kirby of Wyandot, Marriott, Moore, O'Hagan, Parker, Perkins, Pond, Pringle, Richards, Sinks, Strong, Van Cleaf, and Wilkins of Tuscarawas—24.

So the bill passed. The title was agreed to.

H. B. No. 852: Concerning villages adjoining each other on opposite sides of a line of railroad—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 24, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Carlisle, Carran, Creamer, Eggleston, Fleischmann, Harper, Hartshorn, Hitchcock, Hollingsworth, Jackson, Kirby of Wyandot, Marriott, Moore, O'Hagan, Parker, Perkins, Pond, Pringle, Richards, Sinks, Strong, Van Cleaf, and Wilkins of Tuscarawas—24.

So the bill passed. The title was agreed to.

H. B. No. 899: To authorize the trustees of Mark township, Defiance county, to transfer certain funds—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 22, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Carlisle, Carran, Creamer, Eggleston, Harper, Hartshorn, Hitchcock, Hollingsworth, Jackson, Kirby of Wyandot, Marriott, Moore, O'Hagan, Parker, Perkins, Pond, Pringle, Sinks, Strong, Van Cleaf, and Wilkins of Tuscarawas—22.

So the bill passed. The title was agreed to.

The following bills were postponed until next Wednesday.

H. B. No. 684: Supplementary to section 4209 of the Revised Statutes of Ohio.

S. B. No. 391: To amend section 3906 of the Revised Statutes of Ohio.

S. B. No. 371: To amend section 4796 of the Revised Statutes of Ohio—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 22, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Carran, Creamer, Eggleston, Entrekin, Fleischmann, Harper, Hartshorn, Hitchcock, Hollingsworth, Jackson, Kirby of Wyandot, Moore, O'Hagan, Parker, Perkins Pond, Pringle, Richards, Sinks, Van Cleaf, and Wilkins of Tuscarawas—22.

So the bill passed. The title was agreed to.

The following bills were introduced and read the first time:

S. B. No. 411—Mr. Eggleston: To amend section 3309a of the Revised Statutes.

S. B. No. 412—Mr. Creamer: To authorize certain villages to build railroads, and to lease or operate the same.

S. B. No. 413—Mr. Pringle: To authorize the county commissioners of Clarke county to issue bonds for the payment of certain claims, and to levy taxes to pay principal and interest of said bonds.

Mr. Beebe submitted the following report:

The committee on Finance, to whom was referred S. B. No. 400: To amend section 2903 of the Revised Statutes of Ohio—having had the same under consideration, report it back, and recommend its passage.

D. D. BEEBE,  
B. EGGLESTON,  
B. WILKINS,

GEO. P. TYLER,  
C. S. PARKER,  
P. HITCHCOCK.

Said bill was ordered to be engrossed, and read the third time next Wednesday.

Mr. Hollingsworth submitted the following report:

The joint committee on Enrollment have examined, and found correctly enrolled, the following bills and joint resolutions:

S. B. No. 256: To amend sections 1255 and 1256 of the Revised Statutes of Ohio.

Sub. for S. B. No. 270: To amend sections 4081 and 4084, and to repeal certain sections therein named, of the Revised Statutes of Ohio.

S. B. No. 294: To authorize the village of Ashland, Ashland county, Ohio, to borrow money to build a town hall.

H. B. No. 641: To amend section 4733 of the Revised Statutes of Ohio.

H. B. No. 747: Authorizing the auditor of Butler county, Ohio, to strike out from his settlement sheet with the clerk and treasurer of St. Clair township, in said county, an account of money which has been lost by defalcation and is uncollectable.

H. B. No. 766: To amend an act entitled "an act to authorize the city council of the city of Dayton to invest the market house fund of said city in United States or other bonds," passed April 17, 1880. (Ohio Laws, volume 77, page 407.)

H. J. R. No. 110: Relative to the geological and botanical surveys of Ohio.

H. J. R. No. 114: Authorizing the printing of additional copies of the fourth annual report of the Bureau of Labor Statistics in the English and German languages.

H. B. No. 702: Making partial appropriations for the benevolent, penal, and correctory institutions of the State for the last three-quarters of the fiscal year ending November 15, 1881, and the first quarter of the fiscal year ending February 15, 1882.

H. B. No. 787: To enable certain counties to issue bonds for the repair of turnpikes, bridges, and culverts.

H. B. No. 689: To authorize the trustees of Granville township, Licking county, to levy a tax and issue bonds to raise money to repair the town hall of said township.

H. B. No. 861: To establish a special school district in Killbuck township, Holmes county.

H. B. No. 725: To authorize the county commissioners of Lucas county to pay certain claims.

D. A. HOLLINGSWORTH,  
L. M. STRONG,  
JOHN F. LOCKE,  
J. B. PAINE,  
J. K. POLLARD,

H. R. SMITH,  
W. T. WALLACE,  
C. R. HARMON.  
G. W. MOORE,  
J. L. CORYELL.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The Speaker of the House of Representatives has, in the presence of the House, signed the following bills and joint resolutions:

Sub. for S. B. No. 256: To amend sections 1255 and 1256 of the Revised Statutes of Ohio.

S. B. No. 270: To amend sections 4081 and 4084, and to repeal certain sections therein named, of the Revised Statutes of Ohio.

S. B. No. 294: To authorize the village of Ashland, Ashland county, Ohio, to borrow money to build a town hall.

H. J. R. No. 110: Relative to the geological and botanical surveys of Ohio.

H. J. R. No. 114: Authorizing the printing of additional copies of the fourth annual report of the Bureau of Labor Statistics in the English and German languages.

H. B. No. 641: To amend section 4733 of the Revised Statutes of Ohio.

H. B. No. 747: Authorizing the auditor of Butler county, Ohio, to strike out from his settlement sheet with the clerk and treasurer of St. Clair township, in said county, an account of money which has been lost by defalcation, and is uncollectable.

H. B. No. 766: To amend an act entitled "an act to authorize the city council of the city of Dayton to invest the market house fund of said city in United States or other bonds," passed April 17, 1880. (Ohio Laws, volume 77, page 407.)

H. B. No. 787: To enable certain counties to issue bonds for the repair of turnpikes, bridges and culverts.

H. B. No. 689: To authorize the trustees of Granville township, Licking county, to levy a tax and issue bonds to raise money to repair the town hall of said township.

H. B. No. 861: To establish a special school district in Killbuck township, Holmes county.

H. B. No. 725: To authorize the county commissioners of Lucas county to pay certain claims.

H. B. No. 702: Making partial appropriations for the benevolent, penal, and reformatory institutions of the state for the last three quarters of the fiscal year ending November 15th, 1881, and the first quarter of the fiscal year ending February 15, 1882.

Attest:

D. J. EDWARDS, *Clerk*.

The President *pro tem.* of the Senate, in the presence of the Senate, signed said bills and joint resolutions.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has passed the following bills, in which the concurrence of the Senate is requested:

H. B. No. 904—Mr. Ward: Combining the offices of marshal and street commissioner in certain incorporated villages.

H. B. No. 897—Mr. Scott of Warren: Making appropriations for the benevolent, penal, and reformatory institutions of the State, for the last three quarters of the fiscal year ending November 15, 1881, and the first quarter of the fiscal year ending February 15, 1882.

H. B. No. 905—Mr. Hopkins: To transfer the surplus dog tax of Marion county to the Agricultural Society.

H. B. No. 910—Mr. Brown of Putnam: To amend section 7275 of the Revised Statutes of Ohio.

Attest:

D. J. EDWARDS, *Clerk*.

Said bills were read the first time.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has indefinitely postponed the following bills:

Sub. for S. B. No. 261: To amend sections 7245 and 7246 of the Revised Statutes of Ohio.

S. B. No. 361: To amend section 657 of the Revised Statutes of Ohio.

Attest:

D. J. EDWARDS, *Clerk*.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has concurred in the passage of the following bill:

S. B. No. 348: To authorize the commissioners of any county to build a monument or other memorial, to perpetuate the memory of soldiers who served in the Union army during the late rebellion.

Attest:

D. J. EDWARDS, *Clerk*.



MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has concurred in Senate amendments to

H. B. No. 372: To amend section 7427 and 7432 of the act entitled an act to revise and consolidate the general statutes of Ohio, passed June 20, 1879.

Attest:

D. J. EDWARDS, *Clerk*.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has concurred in the adoption of the following joint resolution:

S. J. R. No. 73: Authorizing the State Librarian to sell certain surplus reports and documents.

Attest:

D. J. EDWARDS, *Clerk*.

Mr. Harper submitted the following report:

The committee on Common Schools and School Lands, to whom was referred H. B. No. 907: To annex other territory to a special school district in Millville, Hocking county, Ohio, created by special act passed April 24, 1877—having had the same under consideration, report it back, and recommend its passage.

L. HARPER,	WM. C. CLINE,
E. N. HARTSHORN,	A. R. VAN CLEAF,
H. E. O'HAGAN,	T. J. PRINGLE.

Said bill was set for third reading on next Wednesday.

Mr. Kirby of Wyandot submitted the following report:

The committee on Agriculture, to whom was referred H. B. No. 760: To authorize the transfer of funds arising from tax on dogs in Wayne county—having had the same under consideration, report it back without recommendation.

W. H. KIRBY,	J. K. POLLARD,
CHAS. FLEISCHMANN,	P. HITCHCOCK.

Said bill was set for third reading on next Wednesday.

On motion of Mr. Hitchcock, the Senate took a recess until 8½ o'clock to-morrow morning.

Attest:

J. C. DONALDSON, *Clerk*.

FRIDAY, *March 25, 1881*—8½ CLOCK A.M.

Mr. Van Cleaf submitted the following report:

The committee on Revision have examined, and found correctly engrossed, re-engrossed H. B. No. 614.

A. R. VAN CLEAF,  
F. M. MARRIOTT,  
E. N. HARTSHORN.

Mr. Van Cleaf moved that H. B. No. 614 be referred to a select committee of one.

Which was agreed to.

The President appointed Mr. Van Cleaf such committee.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The following bills have been introduced in the House of Representatives and read the first time:

H. B. No. 924—Mr. Patton: An act to repeal an act entitled "an act making an appropriation to rebuild locks on, and to repair that portion of the Miami and Erie Canal between Junction, in Paulding county, and the State line of Indiana," passed April 15, 1880 (Ohio Laws Vol. 77, page 225).

H. B. No. 925—Mr. Ray: To authorize the abandonment of a part of the Miami and Erie canal.

H. B. No. 926—Mr. Howard: To amend sections 3380 and 3381 of the Revised Statutes of Ohio.

H. B. No. 927—Mr. Bloom: To amend section 4399 of the Revised Statutes of Ohio.

H. B. No. 928—Mr. Brownfield: To authorize the trustees of Newark township, Licking county, Ohio, to transfer certain funds.

H. B. No. 929—Mr. Hill of Hamilton: To amend section 3300 of the Revised Statutes of Ohio.

H. B. No. 930—Mr. Pearl: To amend section 6289 of the Revised Statutes of Ohio.

H. B. No. 931—Mr. Corey: To amend sections 1052, 2754, 2755, 2883, and 4215 of the Revised Statutes of Ohio.

H. B. No. 932—Mr. Locke: To amend section 6951 of the Revised Statutes of Ohio.

H. B. No. 933—Mr. Hardy: To amend section 7760 of the Revised Statutes of Ohio.

H. B. No. 934—Mr. Hardy (by request): To amend sections 23 and 1267 of the Revised Statutes of Ohio.

Attest:

D. J. EDWARDS, *Clerk.*

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has passed the following bills, in which the concurrence of the Senate is requested:

H. B. No. 888—Mr. Sawyer: For the relief of Delila M. Swigart.

H. B. No. 901—Mr. Chapman: To amend section 2689 of the Revised Statutes of Ohio, as amended March 27, 1880.

H. B. No. 920—Mr. Spetnagle (by request): To authorize the commissioners of Ross county to submit to the qualified electors of said county, at a regular or special election, the proposition to levy an additional tax for the purpose of building a children's home.

H. B. No. 868—Mr. Negley: To authorize the board of education of Bradford special school district, in Darke and Miami counties, to issue bonds for the redemption of other bonds.

H. B. No. 928—Mr. Brownfield: To authorize the trustees of Newark township, Licking county, Ohio, to transfer certain funds

Attest:

D. J. EDWARDS, *Clerk*.

Said bills were read the first time.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has concurred in the passage of the following bill:

S. B. No. 395: To authorize the village council of the village of Bellvue to invest certain funds in United States and other securities.

Attest:

D. J. EDWARDS, *Clerk*.

On motion of Mr. Van Cleaf, the Senate adjourned, and under S. R. No. 77 stands adjourned until next Tuesday.

Attest:

J. C. DONALDSON, *Clerk*.

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TUESDAY, March 29, 1881—3 o'clock P.M.

The Senate met pursuant to adjournment.

The Journal was read and approved.

Mr. Van Cleaf presented the petition of E. & J. P. Smith, and 231 other citizens of Pickaway county, for a special act allowing the commissioners of Pickaway county to construct a temporary bridge across the Scioto river, at Circleville, during the rebuilding of the bridge lately burned

Which was referred to a select committee of one—Mr. Van Cleaf.

Mr. Carlisle presented the petition of Jesse McVeigh, and numerous other citizens of Rush Creek township, Fairfield county, for a law authoriz-

ing the board of education of said township to borrow money to build two school houses.

Which was referred to the committee on Schools and School Lands.

Bills were read the second time, and referred as follows:

S. B. No. 406: To authorize the board of education of Rush Creek township, of Fairfield township, to borrow money and issue bonds for school house purposes.

To committee on Common Schools and School Lands.

S. B. No. 407: To fix the aggregate of taxes which may be levied for certain purposes in cities of the second class having by the federal census of 1880, or by any succeeding federal census, a population of 20,729.

To committee on Municipal Corporations.

S. B. No. 408: To amend section 4368 of the Revised Statutes of Ohio.

To committee on Public Printing.

S. B. No. 409: To amend section 1 of an act to provide compensation for members of county, city, and State boards of equalization for the equalization of appraisement of real estate appraised in 1880.

To committee on Finance.

S. B. No. 410: To amend section 4215 of the Revised Statutes of Ohio, and repeal an act supplementary thereto, section 4216a, passed April 6, 1860 (Vol. 77, page 118.)

To committee on Agriculture.

S. B. No. 411: To amend section 3309a of the Revised Statutes of Ohio, passed April 14, 1880. (Ohio Laws, volume 77, page 206.)

To committee on Railroads, Turnpikes, and Telegraphs.

S. B. No. 412: To authorize certain incorporated villages to build railroads and to lease or operate the same.

To committee on Railroads, Turnpikes, and Telegraphs.

S. B. No. 413: To authorize the board of county commissioners of Clarke county to issue bonds for the payment of certain judgments, and to levy taxes to pay the principal and interest of said bonds.

To committee on Judiciary.

H. B. No. 920: To authorize the commissioners of Ross county to submit to the qualified electors of said county at a regular or special election, the proposition to levy an additional tax for the purpose of building a children's home.

To select committee of one—Mr. Entrekin.

H. B. No. 901: To amend section 2689 of the Revised Statutes of Ohio, as amended March 27, 1880.

To committee on Municipal Corporations.

H. B. No. 910: To amend section 7275 of the Revised Statutes of Ohio.

To committee on Judiciary.

H. B. No. 888: For the relief of Delia M. Swigart.

To committee on Claims.

H. B. No. 928: To authorize the trustees of Newark township, Licking county, Ohio, to transfer certain funds.

To committee on Judiciary.

H. B. No. 904: Combining the offices of marshal and street commissioner in certain incorporated villages.

To committee on Municipal Corporations.

H. B. No. 905: To transfer the surplus dog tax of Marion county to the agricultural society.

To committee on Agriculture.

H. B. No. 897: Making appropriations for the benevolent, penal, and reformatory institutions of the State for the last three quarters of the fiscal year ending November 15, 1881, and the first quarter of the fiscal year ending February 15, 1882.

To committee on Finance.

H. B. No. 868: To authorize the board of education of the Bradford special school district, Darke and Miami counties, to issue bonds for the redemption of other bonds.

To committee on Schools and School Lands.

The following bills were introduced, and read the first time:

S. B. No. 414—Mr. Moore: To authorize certain townships to build railroads, and to lease or operate the same

S. B. No. 415—Mr. Van Cleaf: To authorize the commissioners of Pickaway county to construct a temporary bridge or ferry.

S. B. No. 416—Mr. Pollard: To authorize the commissioners of Adams county to construct a free turnpike road from the terminus of the Rome and Mineral Springs free turnpike road to the village of Jacksonville, in said county of Adams.

S. B. No. 417—Mr. Pond: To designate the offices in which the official bonds of State officers shall be filed.

On motion of Mr. O'Hagan, S. B. No. 300 was taken from the table and placed on the calendar for third reading on Wednesday next.

Mr. Van Cleaf offered the following joint resolution, which was laid upon the table and ordered printed:

S. J. R. No. 89: Authorizing Frederick Fornoff and John McCabe to bring an action against the State of Ohio.

WHEREAS, It is claimed by Frederick Fornoff and John McCabe, both of Franklin county, in this state, that in the year 1877, they contracted with the State to do certain work and furnish certain material for the construction of water supply, sewerage and drainage for the Columbus Hospital for the Insane and the Asylum for Idiots; which contract was subsequently altered and modified; and that said Fornoff and McCabe and the agents of the State were mutually mistaken as to the character of the work to be done under said contracts; and that the amounts paid to said Fornoff and McCabe are greatly less than the cost of said work and material and than the benefit thereof to the State; and that the State should make to them a just and reasonable compensation for said work and material; therefore,

*Be it resolved by the General Assembly of the State of Ohio, That said Frederick Fornoff and John McCabe are hereby authorized to bring an action in the court of common pleas of Franklin county, Ohio, against said State of Ohio, for the recovery of such compensation as may be just and reasonable. Said action shall be proceeded in to final judgment in said court according to the code of civil procedure; service of summons in the commencement of said action may be made on the Attorney General for said state; and the service of all notices, orders, etc., which may be necessary in the prosecution of said action shall be complete if made upon said Attorney General, who is hereby authorized and directed to defend said action when brought; and that said action shall be tried and decided upon fair, just, and equitable principles between the parties.*

Mr. Saltzgaber moved that the Senate do now adjourn, out of respect to the memory of Hon. H. V. Kerr, deceased, a former member of the Ohio

Senate, and at the time of his death Librarian of the Ohio State Library.

Mr. Van Cleaf moved to amend the motion as follows: "And that a committee of three be appointed to report resolutions expressive of the sense of the Senate in regard thereto."

Which was agreed to.

The motion was then agreed to, and the Senate adjourned.

Attest :

J. C. DONALDSON, *Clerk*.

WEDNESDAY, March 30, 1881—10 o'clock A.M.

The Senate met pursuant to adjournment.

The Journal was read and approved.

Mr. Pringle presented the petition of E. G. Coffin and about 500 other citizens of Clarke county, praying for the passage of the bill for the release of the sureties of T. A. Wick.

Which was referred to a committee of one—Mr. Pringle.

Mr. Pringle presented the petition of William Foos and other citizens and tax-payers of Springfield, Ohio, praying for the passage of S. B. No. 407: To limit the amount of taxes to be levied in the city of Springfield.

Which was referred to a committee of one—Mr. Pringle.

Mr. Pond presented the remonstrance of O. P. McGinnis and 463 other tax payers of Muskingum county, against the passage of H. B. No. 645, commonly called the "Price Bill."

Which was referred to the committee on Judiciary.

Mr. Pond presented the remonstrance of T. J. R. Patterson and other tax payers of Muskingum county against the passage of H. B. No. 645, commonly called the "Price Bill."

Which was referred to the committee on Judiciary.

Mr. Pond presented the memorial of William Glines and 544 other citizens of Washington county, praying for the passage of H. B. No. 572, by Mr. Moore, of Washington county.

Which was referred to the committee on Judiciary.

Pursuant to the motion of Mr. Van Cleaf, the President *pro tem.* appointed Messrs. Van Cleaf, Hitchcock, and Pond a committee to draw up resolutions respecting the death of Hon. H. V. Kerr, State Librarian, and a former member of the Senate.

Mr. Jackson presented the petition of H. and F. Blandly, of Muskingum county, and 200 other citizens of said county, praying for the passage of H. B. No. 645, by Mr. Price.

Which was referred to the committee on Judiciary.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has concurred in the passage of the following bill:

Re-engrossed S. B. No. 67: Regulating the manufacture and sale of

butter and cheese, supplementary to chapter 10, title 5, part 2 of the Revised Statutes of Ohio.

With the following amendments, in which the concurrence of the Senate is requested:

In section 2, line 2, after the word "product," insert the words "the place where, and to whom sold."

Also, add to line 1, section 1, the following, viz:

"The following sections be enacted as supplementary to chapter ten (10), title five (5), part two (2) of the Revised Statutes of Ohio, with sub-head and sectional numbering as follows:

**BUTTER AND CHEESE.**

Section 4373a.

Make section 2 section 4373b.

Make section 3 section 4373c.

Add to the end of section 3 the following: "Provided, that section 4373b and section 4373c shall apply to companies, firms, and corporations engaged in said manufacture, as well as individuals."

Make section 5 section 2. Strike out section 4, and in line 8 strike out the words "two of this act," and insert "section 4373b."

Attest:

D. J. EDWARDS, *Clerk.*

The question being on concurring in said amendment, the yeas and nays were ordered, taken, and resulted—yeas 22, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Carlisle, Cline, Entrekin, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kirby of Wyandot, Marriott, Moore, Mounts, Parker, Pollard, Pond, Pringle, Richards, Sinks, Strong, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—22.

So the Senate concurred in said amendment.

Mr. Pond presented the remonstrance of Wm. Davis and 4 other steam boat owners of Morgan county against the passage of H. B. No. 645, by Mr. Price.

Which was referred to the committee on Judiciary.

On motion of Mr. Sinks, the third reading of H. B. No. 649: To transfer funds from dog-tax fund to Preble county agricultural society—was informally passed.

**MESSAGE FROM THE HOUSE OF REPRESENTATIVES.**

*Mr. President:*

The House of Representatives requests the return of

H. B. No. 920: To authorize the commissioners of Ross county to submit to the qualified electors of said county, at a regular or special election, the proposition to levy an additional tax for the purpose of building a children's home.

Attest:

D. J. EDWARDS, *Clerk.*

On motion of Mr. Entrekin, the vote by which said bill was referred to a select committee of one was reconsidered.

On motion of Mr. Entrekin, the request of the House was acceded to.

H. B. No. 782: To amend section 7657 of the Revised Statutes of Ohio.—was read the third time.

Mr. Hitchcock moved to refer said bill (H. B. No. 762) to a select committee of one, with instructions to amend as follows :

By striking out of lines 25 and 26 the words "on the 16th day of February, 1878," "and," and "thereafter."

Which was agreed to.

The President *pro tem.* appointed Mr. Hitchcock such committee, who reported the bill back amended as instructed.

The question then being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 21, nays none, as follows :

Those who voted in the affirmative were—

Messrs. Carlisle, Cline, Entrekin, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kirby of Wyandot, Marriott, Moore, Mounts, Pollard, Pond, Pringle, Richards, Sinks, Strong, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—21.

So the bill passed. The title was agreed to.

On motion of Mr. Pond, the third reading of bills was informally passed.

Mr. Pond submitted the following report :

The committee on Judiciary, to whom was referred S. B. No. 378 : To amend section 5334 of the Revised Statutes of Ohio—having had the same under consideration, report it back, and recommend its passage.

F. B. POND,	D. A. HOLLINGSWORTH,
LYMAN L. JACKSON,	R. G. RICHARDS.

Said bill was ordered to be engrossed, and read the third time to-morrow.

Mr. Pond submitted the following report :

The committee on Judiciary, to whom was referred H. B. No. 544 : To amend section 4162 of the Revised Statutes of Ohio—having had the same under consideration, report it back, and recommend its passage.

F. B. POND,	LYMAN A. JACKSON,
R. G. RICHARDS,	D. A. HOLLINGSWORTH.

Said bill was ordered to be read the third time to-morrow.

Mr. Hartshorn submitted the following report :

The committee on Common Schools and School Lands, to whom was referred S. B. No. 406 : To authorize the board of education of Rush Creek township, of Fairfield county, to borrow money and issue bonds for school house purposes—having had the same under consideration, report it back and recommend its passage.

E. N. HARTSHORN,	A. R. VAN CLEAF,
W. C. CLINE,	T. J. PRINGLE,
H. E. O'HAGAN,	THOS. M. BEER.

Said bill was read the third time

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 22, nays none, as follows :

Those who voted in the affirmative—

Messrs. Beer, Carlisle, Cline, Entrekin, Harper, Hartshorn, Horr, Hollingsworth, Jackson, Kirby of Wyandot, Marriott, Moore, Mounts, Parker,



Pollard, Pond, Pringle, Richards, Sinks, Strong, Van Cleaf, and Wilkins of Fulton—22.

So the bill passed. The title was agreed to.

Mr. Hartshorn submitted the following report :

The committee on Common Schools and School Lands, to whom was referred H. B. No. 868: To authorize the board of education of the Bradford special district, Miami and Darke counties, Ohio, to issue bonds for the redemption of other bonds—having had the same under consideration, report it back and recommend its passage.

L. HARPER,	A. R. VAN CLEAF,
WM. C. CLINE,	E. N. HARTSHORN,
T. J. PRINGLE,	THOS. M. BEER.

Said bill was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 22, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beer, Carlisle, Cline, Harper, Hartshorn, Horr, Hollingsworth, Jackson, Kirby of Wyandot, Marriott, Moore, Mounts, Pollard, Pond, Pringle, Richards, Sinks, Strong, Sullivan, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—22.

So the bill passed. The title was agreed to.

Mr. Pond submitted the following report:

The committee on Judiciary, to whom was referred H. B. No. 658: Supplementary to chapter 4, title 1, part 4 of the Revised Statutes of Ohio—having had the same under consideration, report it back and recommend its passage.

F. B. POND,	LYMAN J. JACKSON,
R. G. RICHARDS,	F. M. MARRIOTT.

Said bill was ordered to be read the third time to-morrow.

Mr. Strong offered the following joint resolution:

S. J. R. No. 80: *Be it resolved by the General Assembly of the State of Ohio,* That the Supervisor of Public Printing be and he is hereby instructed to have three hundred copies of the Adjutant General's report, for the year ending November 15, 1880, bound in cloth for the use of the Adjutant General and the Ohio National Guard.

The question being on the adoption of said resolution, the yeas and nays were ordered, taken, and resulted—yeas 22, nays 1, as follows:

Those who voted in the affirmative were—

Messrs. Beer, Carlisle, Cline, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kirby of Wyandot, Marriott, Moore, Mounts, Parker, Pollard, Pond, Pringle, Richards, Strong, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—22.

Mr. Saltzgaber, voted in the negative.

So the resolution was adopted.

On motion of Mr. Pringle, the Senate took a recess.

THREE O'CLOCK P.M.

Mr. Pringle submitted the following report :

The committee on Judiciary, to whom was referred S. B. No. 413: To authorize the board of county commissioners of Clarke county to issue bonds for the payment of certain judgments, and to levy taxes to pay the principal and interest of said bonds—having had the same under consideration, report it back and recommend its passage.

F. B. POND,                      T. J. PRINGLE,  
 LYMAN J. JACKSON,      D. A. HOLLINGSWORTH.  
 G. M. SALTZGABER,

Said bill was ordered to be engrossed and read the third time to-morrow.

Mr. Hollingsworth, on leave, introduced the following bill, which was read the first time:

S. B. No. 418: To amend sections 6964 of the Revised Statutes of Ohio.

Mr. Marriott moved to take S. B. No. 353 from the table.

Which was agreed to.

Said bill was ordered placed on the calendar for to-morrow.

H. B. No. 760: To authorize the transfer of funds arising from tax on dogs in Wayne county—was read the third time.

The question being, "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 18, nays 3, as follows:

Those who voted in the affirmative were—

Messrs. Carlisle, Cline, Enterekin, Harper, Hartshorn, Jackson, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Pringle, Saltzgaber, Sinks, Strong, Sullivan, Van Cleaf, and Wilkins of Fulton—18.

Those who voted in the negative were—

Messrs. Hollingsworth, Pond, and Richards—3.

So the bill, not having received a constitutional majority, was lost.

On motion of Mr. Harper, the vote by which said bill was lost was reconsidered, and the bill laid upon the table.

Mr. Van Cleaf submitted the following report:

The committee on Revision have examined, and found correctly engrossed, S. B. No. 400 and Amended S. B. No. 365.

A. R. VAN CLEAF,  
 JOHN C. ENTREKIN,  
 F. M. MARRIOTT.

H. B. No. 907: To annex other territory to a special school district in Millville, Hocking county, Ohio, created by a special act, passed April 24th, 1877—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 21, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Carlisle, Cline, Enterekin, Harper, Hartshorn, Hollingsworth, Jackson, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Pond, Pringle, Richards, Saltzgaber, Sinks, Strong, Sullivan, Van Cleaf, and Wilkins of Fulton—21.

So the bill passed. The title was agreed to.

S. B. No. 400: To amend 2903 of the Revised Statutes of Ohio—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 27, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beer, Carlisle, Cline, Entrekin, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Pond, Pringle, Richards, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—27.

So the bill passed. The title was agreed to.

S. B. No. 300: To amend sections 1260, 1261, 1262 and 1263 of the Revised Statutes of Ohio—was, on motion of Mr. O'Hagan, postponed until 3½ o'clock p.m. to-morrow, and made the special order for that hour.

Mr. Jackson moved to refer (H. B. No. 645) to a select committee of one, with instructions to amend as follows:

At the end of section 4 add, "but the conditions, if any, in any donation, shall be observed in such disposal."

Which was agreed to.

The President *pro tem.* appointed Mr. Jackson such committee, who reported the bill back amended as instructed.

On motion of Mr. Jackson, said bill was postponed until 11½ o'clock a.m. to-morrow, and made the special order for that hour.

Amended S. B. No. 365: For the release of the sureties of Theodore A. Wick, former treasurer of Clarke county, Ohio—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 24, nays 1, as follows:

Those who voted in the affirmative were—

Messrs. Beer, Carlisle, Cline, Entrekin, Harper, Hartshorn, Horr, Hollingsworth, Jackson, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Pond, Pringle, Richards, Sinks, Strong, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—24.

Mr. Hitchcock voted in the negative.

So the bill passed. The title was agreed to.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The following bills have been introduced in the House of Representatives, and read the first time:

H. B. No. 935—Mr. Price: To amend an act entitled "an act to amend section 1 of an act passed and took April 16, 1867, entitled 'an act to authorize and require the payment of bounties to volunteer soldiers.'"

H. B. No. 936—Mr. Groom: To amend section 2689 of the Revised Statutes of Ohio.

H. B. No. 937—Mr. Dunham: To authorize the commissioners of Sandusky county, Ohio, to levy an additional tax for county and poor purposes.

H. B. No. 938—Mr. Wheeler: To authorize certain incorporated villages to build railroads, and to lease or operate the same.

H. B. No. 939—Mr. Hill of Hamilton: To provide for the adjournment

of decennial city boards of equalization, in cities of the first grade of the first grade of the first class, and for the revision of their action.

H. B. No. 940—Mr. Striker: To amend section 3 of "an act to provide for the erection of bridges over Mill creek, and the Cincinnati, Hamilton and Dayton Railroad, in Hamilton county," passed April 16, 1880 (Ohio Laws, vol. 77, p. 269.)

H. B. No. 941—Mr. Greene: To authorize the board of education of the city school district of Xenia city to transfer certain funds.

H. B. No. 942—Mr. Cory: To authorize the transfer of certain funds therein named, and now in the treasury of the county of Crawford, and State of Ohio.

H. B. No. 943—Mr. Cory (by request): To authorize the board of county commissioners of Crawford county to levy a tax for the purpose of building a county jail in said county.

H. B. No. 944—Mr. Cole: Authorizing the commissioners of Scioto county to build certain free turnpikes.

H. B. No. 945—Mr. Frame: To authorize the commissioners of Guernsey county, Ohio, to transfer funds arising from tax on dogs to the Guernsey county agricultural society.

H. B. No. 946—Mr. Howard: To amend section 2408 of chapter 1, division 8, title 12 of the Revised Statutes of Ohio.

H. B. No. 947—Mr. Tyler of Wyandot: To amend section 3 of an act entitled "an act to create a special school district in Richland township, Wyandot county, Ohio, and to authorize the board of education of said township to transfer certain funds to the board of education of said special school district," passed May 2, 1877.

H. B. No. 948—Mr. Harmon: To authorize the commissioners of Portage county to appropriate surplus dog tax funds of said county.

H. B. No. 949—Mr. Atkinson: To authorize certain incorporated villages to construct machine shops and issue bonds therefor.

H. B. No. 950—Mr. Groom: To amend section 1 of an act entitled "an act to authorize the commissioners of Franklin county to build a bridge across the Scioto river, in said county, and to levy a tax for that purpose," passed March 30, 1880.

Attest:

D. J. EDWARDS, *Clerk*.

Mr. Strong submitted the following report:

The joint committee on Enrollment have examined, and found correctly enrolled, the following bills:

H. B. No. 601: Supplementary to title 1, division 3, chapter 2, subdivision 1, of the Revised Statutes of Ohio.

H. B. No. 889: To authorize the commissioners of Champaign county to build a bridge across the Pittsburgh, Cincinnati & St. Louis, and New York, Pennsylvania and Ohio Railways, in the city of Urbana, in said county.

H. B. No. 875: To authorize the commissioners of Richland county, Ohio, to transfer funds from tax arising from tax on dogs to the Richland County Agricultural Society.

H. B. No. 872: To authorize the commissioners of Gallia county, Ohio, to transfer the surplus dog tax in Gallia county to the poor fund of said county.

H. B. No. 862: To authorize the board of education of Green Springs school district, in Seneca and Sandusky counties, Ohio, to issue bonds and

to levy a tax for the payment of the same, to erect and furnish additional school buildings.

H. B. No. 807: To amend section 4898 of the Revised Statutes of Ohio.

H. B. No. 780: Respecting the DeGraff union school district of Logan county, Ohio

H. B. No. 372: To amend sections 67, 97, 7427 and 7432 of the act entitled "an act to revise and consolidate the General Statutes of Ohio," passed June 20, 1879.

H. B. No. 774: To amend sections 5530 and 5534 of the Revised Statutes of Ohio.

H. B. No. 771: To authorize the commissioners of Fulton county, Ohio, to transfer funds from tax on dogs to the Fulton County Agricultural Society to pay its indebtedness and improve its buildings.

H. B. No. 533: To amend section 2926 of the Revised Statutes of Ohio, as amended by the act passed April 17, 1880. (Ohio Laws, volume 77, page 312.)

H. B. No. 612: To amend section 7313 of the Revised Statutes of Ohio.

H. B. No. 696: To amend section 4836 of the Revised Statutes of Ohio, as amended April 16, 1880.

D. A. HOLLINGSWORTH,  
GEO. W. MOORE.  
H. R. SMITH,  
J. K. POLLARD,  
C. R. HARMON,

J. L. CORYELL,  
L. M. STRONG,  
W. T. WALLACE,  
JOHN HARDY.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The Speaker of the House of Representatives has, in the presence of the House, signed the following bills:

H. B. No. 889: To authorize the commissioners of Champaign county to build a bridge across the Pittsburg, Cincinnati and St. Louis, and the New York, Pennsylvania and Ohio Railways, in the city of Urbana in said county.

H. B. No. 875: To authorize the commissioners of Richland county, Ohio, to transfer funds from tax on dogs to the Richland County Agricultural Society.

H. B. No. 872: To authorize the commissioners of Gallia county, Ohio, to transfer the surplus dog tax in Gallia county to the poor fund of said county.

H. B. No. 862: To authorize the board of education of Green Spring school district, in Seneca and Sandusky counties, to issue bonds and levy a tax for the payment of the same, to erect school buildings and furnish additional school buildings.

H. B. No. 807: To amend section 4898 of the Revised Statutes of Ohio.

H. B. No. 780: Respecting the DeGraff union school district of Logan county, Ohio.

Wednesday, March 30, 1881.

H. B. No. 601: Supplementary to title 1, division 3, chapter 2, subdivision 1 of the Revised Statutes of Ohio.

Attest:

D. J. EDWARDS, *Clerk*.

The President *pro tem.* of the Senate, in the presence of the Senate, signed said bills.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has adopted the following joint resolution, in which the concurrence of the Senate is requested:

H. J. R. No. 120—Mr. Snyder: Providing for printing additional copies of the State Mine Inspector's Report for 1880.

Attest:

D. J. EDWARDS, *Clerk*.

Referred to committee on Public Printing.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has passed the following bills, in which the concurrence of the Senate is requested:

H. B. No. 914—Mr. Brown of Putnam: Making an appropriation to construct a culvert between locks 28 and 29, under the Miami and Erie Canal, in Putnam county.

H. B. No. 920—Mr. Spetnagle (by request): To authorize the commissioners of Ross county, Ohio, to submit to the qualified electors of said county, at a special or general election, the proposition to levy an additional tax for the purpose of building a children's home.

H. B. No. 853—Mr. Howard: To divide Washington township, Lucas county, Ohio, into three election precincts.

H. B. No. 924—Mr. Patton: To repeal an act entitled an "an act making an appropriation to rebuild locks on, and to repair that portion of the Miami and Erie Canal between junction in Paulding county and the State line of Indiana," passed April 15, 1880. (Ohio Laws, volume 77, page 225.)

Attest:

D. J. EDWARDS, *Clerk*.

Said bills were read the first time.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has concurred in the passage of the following bills:

S. B. No. 384: To amend section three of an act entitled "an act to authorize the commissioners of Brown county, Ohio, to construct a free turnpike road from the terminus of the Ripley and Hillsborough free-

turnpike road to the Highland county line; and to construct a free turnpike road from the terminus of the Arnheim free turnpike road via Sardinia to the Highland county line; also, from the terminus of the Mt. Orab and Burton free turnpike road via Greenbush to the terminus of the Fayetteville and Chasetown free turnpike road," passed April 17, 1880. (Ohio Laws, volume 75, page 122.)

S. B. No. 385: To amend section 4 of an act entitled "an act to authorize the commissioners of Brown county, Ohio, to construct certain free turnpike roads," passed April 22, 1879. (Ohio Laws, volume 76, page 243.)

S. B. No. 386: To amend section four of an act entitled "an act to authorize the commissioners of Brown county, Ohio, to construct certain free turnpike roads, passed March 6, 1880. (Ohio Laws, volume 77, page 382.)

S. B. No. 387: To amend section 4 of an act entitled "an act to authorize the commissioners of Brown county, Ohio, to construct certain free turnpike roads," passed April 10, 1880 (Ohio Laws, volume 77, page 382.)

Attest:

D. J. EDWARDS, *Clerk*.

Mr. Van Cleaf submitted the following report:

The select committee, appointed to prepare and report resolutions, expressive of the sense of the Senate in relation to the death of Hon. H. V. Kerr, State Librarian, submit the following, and recommend their adoption:

S. R. No. 89: *Resolved*, That in the sudden and unexpected death of Hon. H. V. Kerr, State Librarian, and former member of the State Senate, the commonwealth has suffered the loss of one its best and truest citizens, who was ever animated by a high public spirit and patriotic purpose; whose fidelity to every trust was consistent and unswerving, and in every official position was devoted to the interests, the welfare, and the honor of the people; whose character, public and private, was pure and spotless, and who, whether in the councils of the State or in his domestic and personal relations, was an honorable, high-minded gentleman and a strictly honest man.

*Resolved*, That a copy of the foregoing resolution, signed by the President of the Senate and attested by the Clerk, be transmitted to the bereaved family of the deceased.

A. R. VAN CLEAF,  
F. B. POND,  
P. HITCHCOCK.

The question being on the adoption of said resolution, the yeas and nays were ordered, taken, and resulted—yeas 27, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beer, Carlisle, Carran, Cline, Entrekin, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Pollard, Pond, Pringle, Richards, Saltzgaber, Sinks, Strong, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—27.

So the resolution was adopted.

Mr. Horr submitted the following report:

The joint select committee, to whom was referred S. J. R. No. 25: To investigate losses by fire at the Soldiers' and Sailors' Orphans' Home—having had the same under consideration, report as follows:

The committee find, upon the sworn testimony of the losers, that losses were sustained by the following individuals, as follows:

Henrietta Kiefer, matron, . . . . .	\$256 62
Maggie Gagen, knitter, . . . . .	269 00
Elizabeth Gunkle, seamstress, . . . . .	124 50
Mrs L. M. Beck, cutter, . . . . .	187 00
Mary Beck, visitor, . . . . .	113 75
Nellie Conroy, laundry, . . . . .	184 80
Lizzie Killien, seamstress, . . . . .	64 00
Anna Dunn, seamstress, . . . . .	66 25
Sallie M. Lidell, kitchen, . . . . .	100 00
Mr. Hartley, teacher, . . . . .	200 00
Matilda James, seamstress, . . . . .	10 00
Ida Sangster, seamstress, . . . . .	78 00
Mrs. A. Pilkington, seamstress, . . . . .	171 25
Margaret Jones, seamstress, . . . . .	65 75
Mrs. Minnie K. Dill, dining-room, . . . . .	255 00
Ann Harvey, laundress, . . . . .	150 50
Ella Delahunt, kitchen, . . . . .	185 00
Miss Ovilla H. Bryant, teacher, . . . . .	122 00
Miss Laura Coffman, teacher, . . . . .	187 25
Miss Georgia Sink, teacher, . . . . .	320 50
Miss Kate Clabby, teacher, . . . . .	276 50
Miss Lida Hutchins, teacher, . . . . .	166 00
D. F. Davidson, Xenia Fire Department, . . . . .	321 00
Miss Lizzie Stiver, seamstress, . . . . .	76 50
Solomon Swabb, farmer, . . . . .	20 00
Miss Josephine Vandevier, teacher, . . . . .	214 25
Miss Marion Woodrow, teacher, . . . . .	118 00
Miss D Etta Greiner, teacher, . . . . .	170 00
Miss Alice M. Painter, teacher, . . . . .	227 75
Miss Helen M. Nave, teacher, . . . . .	405 50
Mrs. Mary V. S. Proctor, teacher, . . . . .	430 25
Mrs. A. C. Keifer, housekeeper, . . . . .	307 00
Dr. G. Keifer, superintendent, . . . . .	375 00
A. C. Keifer, farmer, . . . . .	100 00
Mrs. Dr. Keifer, wife of superintendent, . . . . .	315 00
Miss Hazzard, sister of Mrs Keifer, . . . . .	205 00
Mr. and Mrs. D. M. Brelsford, . . . . .	1732 75
Total . . . . .	\$8,571 21

The committee unanimously recommend payment of the following claims:

To John Weaver, on account of injuries received while obeying orders, as a member of the Xenia Fire Department, . . . . .	\$90 00
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To the Xenia Fire Department, as acknowledgment of services, . . . . .	\$100 00
For repairs to engines, . . . . .	51 00
<b>Total, . . . . .</b>	<b>\$151 00</b>

A majority of the committee recommend the payment of the following amounts to the following persons, Messrs. Herrick and Pugsley dissenting:

Henrietta Keifer, . . . . .	\$102 66
Maggie Gagen, . . . . .	107 60
Elizabeth Gunkle, . . . . .	50 80
Mrs. L. M. Beck, . . . . .	74 80
Matilda James, . . . . .	4 00
Ida Sangster, . . . . .	31 20
Mrs. A. Pilkington, . . . . .	68 50
Margaret Jones, . . . . .	26 30
Mrs. Minnie K. Dill, . . . . .	102 00
Miss Ann Harvey, . . . . .	60 00
Miss Ella Delahunt, . . . . .	74 00
Miss Nellie Conroy, . . . . .	73 60
Miss Lizzie Killien, . . . . .	25 60
Miss Anna Dunn, . . . . .	26 50
Sallie M. Lidell, . . . . .	40 00
Professor Hartley, . . . . .	80 00
Solomon Swabb, . . . . .	8 00
Miss Josephine Vandevier, . . . . .	85 70
Miss Marion Woodrow, . . . . .	47 20
Miss D. Etta Greiner, . . . . .	68 00
Alice M. Painter, . . . . .	91 10
Helen M. Nave, . . . . .	162 20
Mrs. Mary V. Proctor, . . . . .	172 10
Miss Ovilla H. Bryant, . . . . .	48 00
Miss Laura Coffman, . . . . .	75 02
Miss Georgia Sinks, . . . . .	128 20
Miss Kate Clabby, . . . . .	110 60
Miss Lida Hutchins, . . . . .	66 40
Miss Lizzie Stiver, . . . . .	30 60
Mr. and Mrs. D. M. Brelsford, . . . . .	240 00
John Weaver, . . . . .	90 00
Xenia Fire Department, . . . . .	151 00
<b>Total . . . . .</b>	<b>\$2,522 48</b>

With respect to claims for material and labor employed in building, the committee are not sufficiently advised to report, and ask to be relieved from further consideration of the same, without prejudice to the claimants.

R. A. HERR,                      LUCIUS HERRICK,  
H. E. O'HAGAN,              JOHN J. HOPKINS.

Mr. Horr moved that the report be laid upon the table, and ordered printed.

Which was agreed to.

S. B. No. 316: To authorize certain townships to build railroads, and to lease or operate the same—was read the third time.

Mr. Moore moved to refer said bill (S. B. No. 316) to a select committee of one, with instructions to amend as follows:

In section 1, line 30, strike out "a majority," and insert "if two-thirds."

In section 2, line 1, strike out "a majority," and insert "two-thirds." Which was agreed to.

The President *pro tem.* appointed Mr. Moore such committee, who reported the bill back amended as instructed.

The question then being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 23, nays 2 as follows:

Those who voted in the affirmative were—

Messrs. Beer, Carlisle, Cline, Entrekin, Harper, Hartshorn, Horr, Hollingsworth, Jackson, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Pond, Pringle, Saltzgaber, Sinks, Sullivan, Tyler, Wilkins of Fulton, and Wilkins of Tuscarawas—23.

Those who voted in the negative were—

Messrs. Carran and Hitchcock.

So the bill passed. The title was agreed to.

S. B. No. 399: To amend section 3083 of the Revised Statutes of Ohio—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 24, nays 4, as follows:

Those who voted in the affirmative were—

Messrs. Beer, Carran, Cline, Entrekin, Harper, Hartshorn, Horr, Hollingsworth, Jackson, Kirby of Wyandot, Moore, Mounts, O'Hagan, Pollard, Pond, Pringle, Richards, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—24.

Those who voted in the negative were—

Messrs. Carlisle, Hitchcock, Marriott, and Saltzgaber—4.

So the bill passed. The title was agreed to.

Mr. Entrekin submitted the following report:

The select committee of one, to whom was referred S. B. No. 404—having had the same under consideration, report it back, and recommend its passage.

Said bill was ordered to be engrossed, and read the third time tomorrow.

H. B. No. 684: Supplementary to section 4209 of the Revised Statutes of Ohio—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 17, nays 5, as follows:

Those who voted in the affirmative were—

Messrs. Carlisle, Cline, Entrekin, Harper, Hartshorn, Hitchcock, Jackson, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Pollard, Richards, Sinks, Sullivan, Tyler—17.

Those who voted in the negative were—

Messrs. Horr, Hollingsworth, Wilkins of Fulton, Carran, and Beer—5.

So the bill, not having received a constitutional majority, was lost.

On motion of Mr. Jackson, the vote by which said bill was lost was reconsidered, and the bill laid upon the table.

Mr. Marriott moved to relieve the committee on Judiciary from further consideration of H. B. 928.

Which was agreed to.

Said bill was laid upon the table, and ordered printed.

Mr. Tyler, on leave, introduced the following bill which was read the first time:

S. B. No. 419: To authorize the commissioners of Clermont county to construct a certain free turnpike road.

Mr. Saltzgaber, on leave, introduced the following bill, which was read the first time:

S. B. No. 420: To amend section 4400 of the Revised Statutes of Ohio.

Mr. Saltzgaber moved to take up the order of reports from standing committees.

Which was agreed to.

Mr. Saltzgaber submitted the following report:

The committee on Judiciary, to whom was referred S. B. No. 377: To amend section 6577 of the Revised Statutes of Ohio—having had the same under consideration, report it back, with following amendments, and recommend its passage when so amended:

In line 15 strike out the words "the time set for commencement of trial," and insert in lieu thereof "when the suit is pending."

Insert at end of section 1: "If the action be upon account duly verified, by affidavit of one having knowledge of the correctness thereof, no further proof thereof shall be necessary upon default."

F. B. POND,  
T. J. PRINGLE,  
LYMAN J. JACKON,  
F. M. MARRIOTT.

D. A. HOLLINGSWORTH,  
R. G. RICHARDS,  
G. M. SALTZGABER,

Said amendments were agreed to.

Said bill was ordered to be engrossed, and read the third time tomorrow.

Mr. Pond submitted the following report:

The committee on Judiciary, to whom was referred H. B. No. 665: To amend section 3240 of the Revised Statutes of Ohio—having had the same under consideration, report it back, with following amendments, and recommend its passage.

Strike out from line 6, the word "three," and insert the word "five."

Add at the end of line 7 the following: "but in the case of institutions incorporated for the purpose of promoting education, science, or art, the regulations of such corporations may provide for the length of time said trustees shall hold their offices, the term thereof not to exceed in number of years the number of such trustees."

R. G. RICHARDS,  
F. B. POND,  
THO. J. CARRAN,  
G. M. SALTZGABER.

D. A. HOLLINGSWORTH,  
T. J. PRINGLE,  
LYMAN J. JACKSON,

Said amendments were agreed to.

Said bill was ordered to be engrossed, and read the third time tomorrow.

Mr. Pond submitted the following report:

The committee on Judiciary, to whom was referred H. B. No. 615:

To authorize certain bondsmen of John D. Patterson to bring suit against certain other bondsmen—having had the same under consideration, report it back, and recommend its passage.

F. B. POND,	D. A. HOLLINGSWORTH,
T. J. PRINGLE,	R. G. RICHARD,
T. J. CARRAN,	LYMAN J. JACKSON.
G. M. SALTZGABER,	

Said bill was ordered to be read the third time to-morrow.

Mr. Beebe submitted the following report:

The committee on Finance to whom was referred S. B. No. 383: To amend section 2872 of the Revised Statutes of Ohio—having had the same under consideration, report it back, and recommend its passage:

THOS. M. BEER,	C. S. PARKER,
B. WILKINS,	B. EGGLESTON.
GEO. P. TYLER,	

Said bill was ordered to be engrossed, and read the third time to-morrow.

Mr. Wilkins of Tuscarawas submitted the following report:

The committee on Finance, to whom was referred S. B. No. 382: To amend section 2819 of the Revised Statutes of Ohio—having had the same under consideration, report it back, and recommend its passage.

P. HITCHCOCK,	B. WILKINS,
THOS. M. BEER,	GEO. P. TYLER,
C. S. PARKER,	

Said bill was ordered to be engrossed, and read the third time to-morrow.

Mr. Cline, on leave, introduced the following bill, which was read the first time:

S. B. No. 421: To create two election precincts in Brown township, Vinton county, Ohio.

Mr. Pollard, on leave, introduced the following bill, which was read the first time:

S. B. No. 422: To amend section one of an act passed March 30, 1880, authorizing the trustees of Jackson township, Pike county, Ohio, to levy a tax to build a road and approaches to bridge. (Ohio Laws, volume 77, page 366.)

On motion of Mr. Van Cleaf, S. B. No. 415: To enable the commissioners of Pickaway county to construct a temporary bridge or ferry—was read the second time and referred to a select committee of one, Mr. Van Cleaf, with leave to report at any time.

On motion of Mr. Carlisle, the Senate adjourned.

Attest:

J. C. DONALDSON, *Clerk*.

THURSDAY, *March 31, 1881*—10 o'clock A.M.

The Senate met pursuant to adjournment.

Prayer by Senator E. N. Hartshorn.

The Journal was read and approved.

Mr. Entrekin submitted the following report:

The committee on Revision have examined, and found correctly re-engrossed H. B. No. 665 and S. B. Nos. 413, 378, 404, 382, 389, 383, and 377.

JOHN C. ENTREKIN,  
A. R. CREAMER,  
A. R. VAN CLEAF.

Bills were read the second time, and referred as follows:

S. B. No. 416: To authorize the commissioners of Adams county to construct a free turnpike road from the terminus of the Rome and Mineral Springs free turnpike road to the village of Jacksonville, in said county of Adams.

To committee on Roads and Highways.

S. B. No. 417: To designate the office in which the official bonds of state officers shall be filed.

To committee on Judiciary.

H. B. No. 853: To divide Washington township, Lucas county, into three election precincts.

To committee on Privileges and Elections.

H. B. No. 914: Making an appropriation to construct a culvert between locks number 28 and number 29, under the Miami and Erie canal, in Putnam county.

To committee on Ditches and Drains.

H. B. No. 924: To repeal an act entitled "an act making an appropriation to rebuild locks on, and to repair that portion of the Miami and Erie canal between Junction, in Paulding county, and the State line of Indiana," passed April 15, 1880 (Ohio Laws Vol. 77, page 225).

To committee on Public Works.

H. B. No. 920: To authorize the commissioners of Ross county to submit to the qualified electors of said county at a special or general election, the proposition to levy an additional tax for the purpose of building a children's home.

To committee on Benevolent Institutions.

Mr. Van Cleaf submitted the following report:

The select committee of one, to whom was referred S. B. No. 415: To enable the commissioners of Pickaway county to construct a temporary bridge or ferry—having had the same under consideration, report it back, and recommend its passage.

A. R. VAN CLEAF.

On motion of Mr. Van Cleaf, said bill was engrossed at the Clerk's desk, and read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 23, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Carran, Cline, Entrekin, Fleischmann, Harper, Hartshorn, Horr, Hollingsworth, Jackson, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Pond, Pringle, Richards, Sinks, Strong, Sullivan, Van Cleaf, and Wilkins of Fulton—23.

So the bill passed. The title was agreed to.

Mr. Cline demanded a call of the Senate.

Leave of absence was asked for and granted Messrs. Beebe, Eggleston, and Perkins.

A call of the Senate was then had, and the following Senators answered to their names:

Messrs. Beer, Carlisle, Carran, Cline, Creamer, Entrekin, Fleischmann, Harper, Hartshorn, Horr, Hollingsworth, Jackson, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Pollard, Pond, Pringle, Richards, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—31.

On motion of Mr. Pond, further proceedings under the call were dispensed with.

On motion of Mr. Pringle, further consideration of the following bills was postponed until next Wednesday:

H. B. No. 649: To transfer funds from dog tax fund to the Preble County Agricultural Society.

H. B. No. 860: To authorize the transfer of funds arising from the tax on dogs in Union county, Ohio.

H. B. No. 896: To authorize the commissioners of Champaign county, Ohio, to transfer funds from the tax on dogs to the Champaign County Agricultural Society.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has concurred in the passage of the following bill:

S. B. No. 258: To amend section 6871 of the Revised Statutes of Ohio.

With the following amendments, in which the concurrence of the Senate is requested:

In section 6871, line 16, strike out the words "under his control."

Attest:

D. J. EDWARDS, *Clerk.*

The question being on concurring in said amendment, the yeas and nays were ordered, taken, and resulted—yeas 30, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beer, Carran, Cline, Creamer, Entrekin, Fleischmann, Harper, Hartshorn, Horr, Hollingsworth, Jackson, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Pollard, Pond, Pringle, Richards, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—30.

So the amendment was concurred in.

S. B. No. 360: To amend sections 4065, 4066, 4067, and 4068 of the Revised Statutes of Ohio—was informally passed.

S. B. No. 391: To amend section 3906 of the Revised Statutes of Ohio—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 18, nays 11, as follows:

Those who voted in the affirmative were—

Messrs. Carlisle, Cline, Entrekin, Fleischmann, Harper, Hartshorn, Jackson, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Richards, Sullivan, Tyler, Van Cleaf, and Wilkins of Fulton—18.

Those who voted in the negative were—

Messrs. Beer, Carran, Creamer, Hitchcock, Horr, Hollingsworth, Kelly, Kirby of Hamilton, Pollard, Strong, and Wilkins of Tuscarawas—11.

So the bill, having failed to receive a constitutional majority, was lost.

H. B. No. 645: Authorizing certain counties to build railroads, and to lease or operate the same—being the special order for this hour (11½ a.m.) was taken up

Mr. Jackson moved to refer said bill (H. B. No. 645) to a select committee of one, with instructions to amend as follows:

Strike out of section 1 the last clause, referring to sale of bonds, being all of lines 30 and 29 of said original bill; and also the words "the bonds," in line 28 of the original bill.

Which was agreed to.

The President *pro tem.* appointed Mr. Jackson such committee, who reported the bill back amended as instructed.

Mr. Pond moved to refer said bill (H. B. No. 645) to a select committee of one, with instructions to amend as follows:

Strike out in lines 17 and 18, section 1, the words "a majority," and insert in lieu thereof the words "two-thirds."

Also, in line 1, of section 8, strike out the words "a majority," and insert in lieu thereof the words "two thirds."

On which motion the yeas and nays were demanded, taken, and resulted—yeas 8, nays 20, as follows:

Those who voted in the affirmative were—

Messrs. Hartshorn, Hitchcock, Pond, Richards, Saltzgaber, Sinks, Strong, and Van Cleaf—8.

Those who voted in the negative were—

Messrs. Beer, Carlisle, Carran, Cline, Creamer, Fleischmann, Harper, Horr, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, Parker, Pollard, Sullivan, Tyler, and Wilkins of Tuscarawas—20.

So the motion was disagreed to.

The question then being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 21, nays 5, as follows:

Those who voted in the affirmative were—

Messrs. Beer, Carlisle, Carran, Creamer, Entrekin, Fleischmann, Harper, Horr, Jackson, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Richards, Saltzgaber, Sinks, Sullivan, and Wilkins of Tuscarawas—21.

Those who voted in the negative were—

Messrs. Hartshorn, Hitchcock, Pond, Strong, and Van Cleaf—5.

So the bill passed. The title was agreed to.

On motion of Mr. Hitchcock, the Senate took a recess.

## THREE O'CLOCK P.M.

On motion of Mr. Pringle, S. B. No. 413: To authorize the board of county commissioners of Clarke county to issue bonds for the payment of certain judgments, and to levy taxes to pay the principal and interest of said bonds—was taken up out of its regular order. and was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 22, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Carran, Cline, Entrekin, Fleischmann, Harper, Hartshorn, Horr, Hollingsworth, Kirby of Hamilton, Kirby of Wyandot, Marriott, Mounts, O'Hagan, Perkins, Pollard, Pond, Pringle, Richards, Sinks, Strong, Sullivan, and Van Cleaf—22.

So the bill passed. The title was agreed to.

On motion of Mr. Kirby of Hamilton, S. B. No. 418: To amend section 6964 of the Revised Statutes of Ohio—was read the second time by its title.

Mr. Kirby of Hamilton moved that the constitutional rule requiring bills to be read on three different days be dispensed with, that S. B. No. 418 may be read the third time.

On which motion the yeas and nays were taken and resulted—yeas 23, nays 2, as follows:

Those who voted in the affirmative were—

Messrs. Carran, Creamer, Eggleston, Entrekin, Fleischmann, Harper, Hartshorn, Horr, Hollingsworth, Kirby of Hamilton, Kirby of Wyandot, Marriott, Mounts, O'Hagan, Perkins, Pollard, Pond, Pringle, Richards, Saltzgaber, Strong, and Van Cleaf.—23.

Those who voted in the negative were—

Messrs. Cline and Sinks—2.

So the motion, not having received the requisite three-fourths vote was disagreed to.

On motion of Mr. Kirby, said bill was referred to a select committee of one, Mr. Kirby, with leave to report at any time.

H. B. No. 665: To amend section 3240 of the Revised Statutes—was referred to a select committee of one, Mr. Fleischmann.

On motion of Mr. Van Cleaf, the vote by which S. B. No 391 was lost, was reconsidered, and said bill was referred to a select committee of one, Mr. Van Cleaf.

H. B. No. 658: Supplementary to chapter four, title one, part four of the Revised Statutes of Ohio—was read the third time.

Mr. Carran moved to refer said bill (H. B. No. 658) to a select committee of one, with instructions to amend as follows:

Strike out all of section 6860d.

Which was agreed to.

The President *pro tem.* appointed Mr. Carran such committee, who reported the bill back amended as instructed.\*

The question then being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 22 nays 1, as follows:

Those who voted in the affirmative were—

Messrs. Eggleston, Harper, Hartshorn, Hitchcock, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Pollard, Pond, Pringle,



Richards, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—22.

Mr. Hollingsworth voted in the negative

So the bill passed. The title was agreed to.

S. B. No. 300: To amend sections 1260, 1261, 1262, and 1263 of the Revised Statutes of Ohio—being the special order for this hour (3½ p.m.), was taken up, and on motion of Mr. O'Hagan, postponed until next Wednesday.

On motion of Mr. Van Cleaf, S. J. R. No. 79 was taken from the table and referred to the committee on Judiciary.

H. B. No. 544: To amend section 4162 of the Revised Statutes—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 29, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beer, Carran, Cline, Eggleston, Entrekin, Harper, Hartshorn, Horr, Hollingsworth, Jackson, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pond, Pringle, Richards, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—29.

So the bill passed. The title was agreed to.

H. B. No. 615: To authorize certain bondsmen of John D. Patterson to bring suit against certain other bondsmen—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 28, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beer, Carran, Cline, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Pond, Pringle, Richards, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, and Wilkins of Tuscarawas—28.

So the bill passed. The title was agreed to.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has adopted the following joint resolution, in which the concurrence of the Senate is requested:

H. J. R. No. 122—Mr. Greiner: Providing the Inspector of Mines with certain instruments for the use of his office.

Attest:

D. J. EDWARDS, *Clerk.*

The question being on the adoption of said resolution, the yeas and nays were ordered, taken, and resulted—yeas 27, nays 1, as follows:

Those who voted in the affirmative were—

Messrs. Beer, Carren, Cline, Creamer, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Horr, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Pollard, Pond, Richards, Saltzgaber, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—27.

Mr. Hollingsworth voted in the negative.

So the resolution was adopted.

Mr. Van Cleaf asked and obtained leave of absence until to-morrow at 11 o'clock a.m.

S. B. No. 382: To amend section 2819 of the Revised Statutes of Ohio—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 26, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beer, Cline, Eggleston, Entrekin, Fleischmann, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Pollard, Pond, Pringle, Saltzgaber, Sinks, Strong, Sullivan, Tyler, and Wilkins of Fulton—26.

So the bill passed. The title was agreed to.

S. B. No. 383: To amend section 2875 of the Revised Statutes of Ohio—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 20, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beer, Cline, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Hollingsworth, Jackson, Marriott, Moore, Mounts, O'Hagan, Pollard, Pond, Pringle, Sinks, Strong, Sullivan, and Tyler—20.

So the bill passed. The title was agreed to.

S. B. No. 377: To amend section 6577 of the Revised Statutes of Ohio—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 27, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beer, Carran, Cline, Eggleston, Entrekin, Fleischmann, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Pollard, Pringle, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Wilkins of Fulton, and Wilkins of Tuscarawas—27.

So the bill passed. The title was agreed to.

Mr. Pringle asked and obtained leave of absence until next Monday.

S. B. No. 404: To authorize the city council of the city of Chillicothe to transfer a certain fund therein named—was read the third time.

Mr. Entrekin moved to refer said bill (S. B. No. 404) to a select committee of one, with instructions to amend as follows:

Add after the figures "\$338 50," in line 4 the following: "and the unused balance of the water supply fund of said city amounting to \$2.59."

Which was agreed to.

The President *pro tem.* appointed Mr. Entrekin such committee, who reported the bill back amended as instructed.

The question then being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 27, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beer, Carlisle, Carran, Cline, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pollard, Pond, Saltzgaber, Sinks, Sullivan, Tyler, and Wilkins of Fulton—27.

So the bill passed.

The title was amended by striking out the words "a certain fund," and

inserting the words "certain funds" in lieu thereof, and was then agreed to.

S. B. No. 360: To amend sections 4065, 4066, 4067, and 4068 of the Revised Statutes of Ohio—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 23, nays 1, as follows:

Those who voted in the affirmative were—

Messrs. Carran, Entrekin, Harper, Hartshorn, Hitchcock, Horr, Jackson, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pollard, Pond, Richards, Sinks, Strong, Sullivan, Tyler, and Wilkins of Tuscarawas—23.

Mr. Hollingsworth voted in the negative.

So the bill passed. The title was agreed to.

S. B. No. 353: To amend section 4013 of the Revised Statutes of Ohio—having been read the third time, was taken up.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 12, nays 11, as follows:

Those who voted in the affirmative were—

Messrs. Carran, Eggleston, Harper, Hartshorn, Jackson, Kelly, Kirby of Wyandot, Marriott, Mounts, O'Hagan, Parker, and Tyler—12.

Those who voted in the negative were—

Messrs. Beer, Hitchcock, Horr, Hollingsworth, Kirby of Hamilton, Moore, Pollard, Pond, Sinks, Strong, and Wilkins of Tuscarawas—11.

So the bill, not having received a constitutional majority, was lost.

S. B. No. 378: To amend section 5134 of the Revised Statutes of Ohio—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken and resulted—yeas 22, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beer, Carran, Eggleston, Entrekin, Fleischmann, Harper, Hartshorn, Horr, Hollingsworth, Kirby of Hamilton, Kirby of Wyandot, Moore, Mounts, O'Hagan, Perkins, Pollard, Pond, Richards, Saltz-gaber, Strong, Sullivan, and Wilkins of Tuscarawas—22.

So the bill passed. The title was agreed to.

Mr. Kirby of Hamilton submitted the following report:

The select committee of one, to whom was referred S. B. No. 418: To amend section 6964 of the Revised Statutes of Ohio—having had the same under consideration, report it back and recommend its passage.

JOSIAH KIRBY.

Said bill was ordered to be engrossed, and read the third time to-morrow.

The following bills were introduced and read the first time:

S. B. No. 423—Mr. O'Hagan: To authorize cities of the second class, having a population of 8,410 by the last federal census, to erect buildings for manufacturing purposes.

S. B. No. 424—Mr. Richards: To amend section 3429 of the Revised Statutes of Ohio.

S. B. No. 425—Mr. Pond: To amend section 5936 of the Revised Statutes of Ohio.

Mr. Pond submitted the following report:

The committee on Judiciary, to whom was referred H. B. No. 557: To

Thursday, March 31, 1881.

amend section 3150 of the Revised Statutes of Ohio—having had the same under consideration, report it back, and recommend its passage.

F. B. POND,	G. M. SALTZGABER,
T. J. PRINGLE,	D. A. HOLLINGSWORTH.
F. M. MARRIOTT,	

Said bill was ordered to be read the third time to-morrow.

Mr. Pond submitted the following report:

The committee on Judiciary, to whom was referred H. B. No. 660: To amend section 5170 of the Revised Statutes of Ohio—having had the same under consideration, report it back and recommend its passage.

F. B. POND,	T. J. PRINGLE,
D. A. HOLLINGSWORTH,	G. M. SALTZGABER,
LYMAN J. JACKSON,	F. M. MARRIOTT.

Said bill was ordered to be read the third time to-morrow.

Mr. Pond submitted the following report:

The committee on Judiciary, to whom was referred H. B. No. 865: To amend section 4957 of the Revised Statutes of Ohio—having had the same under consideration, report it back and recommend its passage.

F. B. POND,	LYMAN J. JACKSON,
T. J. PRINGLE,	F. M. MARRIOTT.
G. M. SALTZGABER,	

Said bill was ordered to be read the third time to-morrow.

Mr. Beer submitted the following report:

The committee on Finance, to whom was referred H. B. No. 617: Supplemental to an act entitled "An act to amend an act entitled an act to amend the act entitled an act to create and establish a common school fund in part of the county of Warren, composed of the Virginia Military District," passed February 20, 1834, passed April 30, 1868 (O. L., vol. 65, p. 259)—having had the same under consideration, report it back and recommend its indefinite postponement.

THOS. M. BEER,	GEO. P. TYLER,
B. WILKINS,	C. S. PARKER,
P. HITCHCOCK,	B. EGGLESTON.

Mr. Mounts moved to place said bill on the calendar for third reading to-morrow.

Which was agreed to.

Mr. Beer submitted the following report:

The committee on Finance, to whom was referred S. B. No. 409: To amend section 1 of an act to provide compensation for members of county, city, and State boards of equalization for the equalization of appraisement of real estate appraised in 1880, passed April 15, 1880, as amended March 11, 1881—having had the same under consideration, report it back, with following amendments, without any further recommendation:

In line 9, section 1, after the word "first," strike out the word "grade" and insert "or second grades."

In line 10 strike out the words "or second."

THOS. M. BEER,  
B. WILKINS,  
P. HITCHCOCK,

B. EGGLESTON,  
C. S. PARKER,  
GEO. P. TYLER.

Said amendments were agreed to.

Said bill was ordered to be engrossed, and read the third time to-morrow.

Mr. Mounts submitted the following report :

The committee on Claims, to whom was referred S. B. No. 402: For the relief of the heirs of Eliza M. Heaton—having had the same under consideration, report it back, and recommend its passage.

JNO. F. SINKS,  
J. L. MOUNTS,  
J. J. SULLIVAN,

F. M. MARRIOTT,  
L. M. STRONG,  
F. B. POND.

Said bill was ordered to be engrossed, and read the third time to-morrow.

Mr. Saltzgaber submitted the following report :

The committee on Municipal Corporations, to whom was referred S. B. No. 407: To fix the aggregate of taxes which may be levied for certain purposes in cities of the second class having by the federal census of 1880, or by any succeeding federal census, a population of 20,729—having had the same under consideration, report it back, and recommend its passage.

CHAS. FLEISCHMANN,  
G. M. SALTZGABER,  
THOMAS J. CARRAN,

B. EGGLESTON,  
A. R. VAN CLEAF.

Said bill was ordered to be engrossed, and read the third time to-morrow.

Mr. Saltzgaber submitted the following report :

The committee on Municipal Corporations, to whom was referred H. B. No. 579: To amend sections 2509, 2522, and 2527 of the Revised Statutes of Ohio, and to authorize cemetery trustees to receive and hold in trust money that may be given for the purpose of keeping in order cemetery lots—having had the same under consideration, report it back with following amendments, and recommend its passage when so amended :

Strike out all after "that," in line 1, and insert "section 20 of the Revised Statutes be amended so as to read as follows :

"Section 20. The State, county commissioners, township trustees, cemetery trustees, the councils, boards or officers of municipal corporations, and the boards, directors, trustees, or other officers of any of the benevolent, educational, penal, or reformatory institutions, wholly or in part under the control of the State, or any of said municipalities or institutions, shall be capable of receiving, by gift, devise, or bequest, moneys, lands, or other property, for their benefit, or the benefit of any of those under their charge, and to hold and apply the same according to

the terms and conditions of the gift, devise, or bequest; but this section shall not be held to effect or change the statutory provisions as to devises or bequests for such purposes."

H. E. O'HAGAN,	P. HITCHCOCK,
A. R. VAN CLEAF,	THOS. J. CARRAN,
CHAS. FLEISCHMANN,	G. M. SALTZGABER.

Said amendments were agreed to.

Said bill was ordered to be engrossed, and read the third time to-morrow.

Mr. Carran submitted the following report:

The committee on Municipal Corporations, to whom was referred H. B. No. 517: Amendatory of and supplementary to title 12 of the Revised Statutes of Ohio—having had the same under consideration, report it back without recommendation.

THOMAS J. CARRAN,	P. HITCHCOCK,
CHAS. FLEISCHMANN,	H. E. O'HAGAN.

Said bill was ordered to be read the third time to-morrow.

Mr. Pollard submitted the following report:

The committee on Roads and Highways, to whom was referred S. B. No. 416: To authorize the commissioners of Adams county to construct a free turnpike road from the terminus of the Rome and Mineral Springs free turnpike road to the village of Jacksonville, in said county of Adams—having had the same under consideration, report it back with following amendment, and recommend its passage when so amended:

In section 4, line 2, after the word "road" insert "or pay for the same."

J. K. POLLARD,	B. W. CARLISLE,
JOSIAH KIRBY,	GEO. W. MOORE.
P. HITCHCOCK,	

Said amendment was agreed to.

Said bill was ordered to be engrossed, and read the third time to-morrow.

Mr. Strong submitted the following report:

The committee on Military Affairs, to whom was referred S. B. No. 344: To enable Union township, Brown county, to settle a claim for bounty—having had the same under consideration, report it back, and recommend its passage.

L. M. STRONG,	J. J. SULLIVAN,
JNO. A. WILKINS.	J. C. ENTREKIN.
F. B. POND,	

Said bill was ordered to be engrossed, and read the third time to-morrow.

Mr. Strong submitted the following report:

The committee on Military Affairs, to whom was referred H. B. No. 667: To pay a certain claim of Co. A, of the 6th Regiment O. N. G.—

having had the same under consideration, report it back, and recommend its passage.

L. M. STRONG, J. C. ENTREKIN,  
J. WILKINS, G. M. SALTZGABER.

Said bill was ordered to be read the third time next Wednesday.

Mr. Pollard submitted the following report:

The committee on Agriculture, to whom was referred H. B. No. 905: To transfer the surplus dog tax of Marion county to the agricultural society—having had the same under consideration, report it back without recommendation.

J. K. POLLARD, P. HITCHCOCK.  
R. G. RICHARDS, CHAS. FLEISCHMANN.  
J. J. SULLIVAN,

Said bill was ordered to be read the third time to-morrow.

Mr. Fleischmann submitted the following report:

The committee on Agriculture, to whom was referred S. B. No. 410: To amend section 4215 of the Revised Statutes of Ohio, and repeal an act supplementary thereto, section 4215a, passed April 6, 1880 (vol. 77, page 118)—having had the same under consideration, report it back, and recommend its passage.

CHAS. FLEISCHMANN, P. HITCHCOCK,  
R. G. RICHARDS, J. K. POLLARD.

Said bill was ordered to be engrossed, and read the third time to-morrow.

Mr. Hitchcock submitted the following report:

The committee on Benevolent Institutions, to whom was referred H. B. No. 920: To authorize the commissioners of Ross county to submit to the qualified electors of said county, at a special or general election, the proposition to levy an additional tax for the purpose of building a children's home—having had the same under consideration, report it back, and recommend its passage.

R. A. HOBBS, P. HITCHCOCK,  
GEO. P. TYLER, JOHN A. WILKINS.  
J. L. MOUNTS,

Said bill was ordered to be read the third time to-morrow.

Mr. Fleischmann submitted the following report:

The committee on Public Buildings, to whom was referred S. J. R. No. 61: Providing for the removal of portraits from the rotunda—having had the same under consideration, report it back, and recommend its indefinite postponement.

CHAS. FLEISCHMANN,  
C. S. PARKER,  
W. C. CLINE.

Said resolution was indefinitely postponed.

Mr. Hollingsworth submitted the following report:

The committee on Privileges and Elections, to whom was referred H. B. No. 853: To divide Washington township, Lucas county, into

three election precincts—having had the same under consideration, report it back and recommend its passage.

D. A. HOLLINGSWORTH,	THOS. J. CARRAN,
T. J. PRINGLE,	M. H. KIRBY,
B. W. CARLISLE,	

Said bill was ordered to be read the third time to-morrow.

Mr. Carran offered the following joint resolution:

S. J. R. No. 81: *Resolved by the General Assembly of the State of Ohio,* That the 64th General Assembly of the State of Ohio do adjourn on the 8th day of April, A.D. 1881, at 10 o'clock a.m., *sine die*.

Mr. Hitchcock moved to refer said resolution to the committee on Finance.

On which motion the yeas and nays were demanded, taken, and resulted—yeas 12, nays 14, as follows:

Those who voted in the affirmative were—

Messrs. Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Horr, Kirby of Wyandot, Moore, Perkins, Pollard, Pond, and Wilkins of Tuscarawas—12.

Those who voted in the negative were—

Messrs. Beer, Carran, Fleischmann, Hollingsworth, Kelly, Kirby of Hamilton, Marriott, O'Hagan, Parker, Richards, Saltzgaber, Strong, Sullivan, and Tyler—14.

So the motion was disagreed to.

Mr. Pond moved to amend said resolution by striking out "eight," and inserting "eleven."

On which motion the yeas and nays were demanded, taken, and resulted—yeas 16, nays 8, as follows:

Those who voted in the affirmative were—

Messrs. Beer, Eggleston, Entrekin, Fleischmann, Harper, Hartshorn, Horr, Kirby of Wyandot, Moore, O'Hagan, Parker, Perkins, Pollard, Pond, Richards, and Wilkins of Tuscarawas—16.

Those who voted in the negative were—

Messrs. Carran, Hitchcock, Hollingsworth, Kelly, Kirby of Hamilton, Marriott, Sullivan, and Tyler—8.

So the motion was agreed to.

The question then being on the adoption of the resolution, the yeas and nays were ordered, taken, and resulted—yeas 18, nays 9, as follows:

Those who voted in the affirmative were—

Messrs. Beer, Carran, Entrekin, Fleischmann, Harper, Hartshorn, Hollingsworth, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, O'Hagan, Pollard, Richards, Saltzgaber, Strong, and Sullivan—18.

Those who voted in the negative were—

Messrs. Eggleston, Hitchcock, Horr, Jackson, Mounts, Pond, Sinks, Tyler, and Wilkins of Tuscarawas—9.

So the resolution, not having received a constitutional majority, failed of adoption.

On motion of Mr. Kirby of Hamilton, H. B. No. 560 was taken from the table and ordered placed on the calendar to-morrow.

On motion of Mr. Sullivan, H. B. No. 760 was taken from the table.



The question then being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 21, nays 3, as follows:

Those who voted in the affirmative were—

Messrs. Beer, Carran, Eggleston, Entrekin, Fleischmann, Harper, Hartshorn, Horr, Jackson, Kelly, Kirby of Wyandot, Moore, Mounts, Perkins, Pollard, Saltzgaber, Sinks, Strong, Sullivan, Tyler, and Wilkins of Tuscarawas—21.

Those who voted in the negative were—

Messrs. Hitchcock, Pond, and Richards—3.

So the bill passed. The title was agreed to.

Mr. Hollingsworth submitted the following report:

The joint committee on Enrollment have examined, and found correctly enrolled, the following bills:

H. B. No. 764: To authorize the construction of sewers in the village of Defiance, Defiance county, Ohio, and for the borrowing of money to pay for the same.

H. B. No. 852: Concerning villages adjoining each other on opposite sides of a line of railroad.

H. B. No. 868: To authorize the board of education of Bradford special school district, in Darke and Miami counties, to issue bonds for the redemption of other bonds.

H. B. No. 899: To authorize the trustees of Mark township, Defiance county, to transfer certain funds.

D. A. HOLLINGSWORTH,  
L. M. STENG,  
C. R. HARMON.  
G. W. MOORE,

H. R. SMITH,  
W. T. WALLACE,  
J. L. CORYELL,  
JOHN HARDY.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The Speaker of the House of Representatives has, in the presence of the House, signed the following bills:

H. B. No. 764: To authorize the construction of sewers, in the village of Defiance, Defiance county, Ohio, and for the borrowing of money to pay for the same.

H. B. No. 852: Concerning villages adjoining each other on opposite sides of a line of railroad.

H. B. No. 868: To authorize the board of education of the Bradford special school district, Miami and Darke counties, Ohio, to issue bonds for the redemption of other bonds.

H. B. No. 899: To authorize the trustees of Mark township, Defiance county, to transfer certain funds.

Amended H. B. No. 372: To amend sections 6797, 7427 and 7432 of the Revised Statutes of Ohio.

H. B. No. 774: To amend sections 5530 and 5534 of the Revised Statutes of Ohio.

H. B. No. 771: To authorize the commissioners of Fulton county, Ohio, to transfer funds from tax on dogs to Fulton County Agricultural Society to pay its indebtedness and improve its buildings.

H. B. No. 533: To amend section 2926 of the Revised Statutes of Ohio," as amended by the act passed April 17, 1880. (Ohio Laws, volume 77, page 312.)

H. B. No. 612: To amend section 7318 of the Revised Statutes of Ohio.

H. B. No. 696: To amend section 4836 of the Revised Statutes of Ohio, as amended April 16, 1880.

Attest:

D. J. EDWARDS, *Clerk*.

The President *pro tem.* of the Senate, in the presence of the Senate, signed said bills.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has concurred in the passage of the following bill:

S. B. No. 415: To enable commissioners of Pickaway county to construct a temporary bridge or ferry.

Attest:

D. J. EDWARDS, *Clerk*.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has passed the following bills, in which the concurrence of the Senate is requested:

H. B. No. 945—Mr. Frame: To authorize the commissioners of Guernsey county, Ohio, to transfer funds from tax on dogs to the Guernsey County Agricultural Society.

H. B. No. 731—Mr. Kerr: To amend section 298 of the Revised Statutes of Ohio.

H. B. No. 535—Mr. Hill of Hamilton: To amend section 1531 of the Revised Statutes of Ohio.

H. B. No. 534—Mr. Chapman: To amend section 5880 of the Revised Statutes of Ohio, relating to liens upon water-craft.

H. B. No. 619—Mr. Walker: To amend section 6818 of the Revised Statutes of Ohio.

H. B. No. 782—Mr. Kerr: To amend section 938 of the Revised Statutes of Ohio.

H. B. No. 753—Mr. Cole: To amend section one of an act entitled "an act to regulate the distribution of any surplus that may remain in the treasury of the county of Scioto, arising from the tax on dogs," passed March 30, 1880.

H. B. No. 659—Mr. Greene: To amend section 1310 of the Revised Statutes of Ohio.

H. B. No. 722—Mr. Greene: Supplementary to an act entitled "an act to revise and consolidate the general statutes of Ohio," passed June 20, 1879, and took effect January 1, 1880.

H. B. No. 740—Mr. Price: Supplementary to section 2673 of the Revised Statutes of Ohio.

H. B. No. 743—Mr. Greene: To amend section 1806 of the Revised Statutes of Ohio.

Attest:

D. J. EDWARDS, *Clerk*.

Said bills were read the first time.

On motion of Mr. Wilkins of Tuscarawas, H. B. No. 258 was taken from the table, and ordered placed on the calendar to-morrow.

On motion of Mr. Marriott, the Senate adjourned.

Attest:

J. C. DONALDSON, *Clerk*.

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FRIDAY, April 1, 1881—10 O'CLOCK A.M.

The Senate met pursuant to adjournment.

Prayer by Rev. I. F. Stidham.

The Journal was read and approved.

Bills were read the second time, and referred as follows:

S. B. No. 414: To authorize certain townships to build railroads, and to lease or operate the same.

To committee on Railroads, Turnpikes, and Telegraphs.

S. B. No. 420: To amend section 4400 of the Revised Statutes of Ohio.

To committee on Sanitary Laws and Regulations.

S. B. No. 421: To create two election precincts in Brown township, Vinton county, Ohio.

To committee on Judiciary.

S. B. No. 422: To amend section 1 of an act passed March 30, 1880, authorizing the trustees of Jackson township, Pike county, Ohio, to levy a tax to build a road and approaches to a bridge. (O. L., vol. 77, page 366).

To committee on Roads and Highways.

H. B. No. 945: To authorize the commissioners of Guernsey county, Ohio, to transfer funds from tax on dogs to the Guernsey County Agricultural Society.

To committee on Agriculture.

H. B. No. 534: To amend section 5880 of the Revised Statutes of Ohio, relating to lien upon water craft.

To committee on Judiciary.

H. B. No. 753: To amend section 1 of an act entitled "an act to regulate the distributions of any surplus that may remain in the treasury of the county of Scioto arising from the tax on dogs," passed March 30th, 1880.

To committee on Agriculture.

H. B. 731: To amend section 298 of the Revised Statutes.

To committee on Mines and Mining.

Friday, April 1, 1881.

H. B. No. 659: To amend section 1310 of the Revised Statutes.  
To committee on Judiciary.

H. B. No. 535: To amend section 1531 of the Revised Statutes.  
To committee on Fees and Salaries.

H. B. No. 720: Supplementary to act entitled "an act to revise and consolidate the general statutes of Ohio," passed June 20, 1879, and took effect January 1, 1880.

To committee on Benevolent Institutions.

H. B. No. 740: To supplement section 2673 of the Revised Statutes of Ohio.

To committee on Municipal Corporations.

H. B. No. 743: To amend section 1306 of the Revised Statutes.

To committee on Judiciary.

H. B. No. 782: To amend section 938 of the Revised Statutes of Ohio.

To committee on Benevolent Institutions.

H. B. No. 619: To amend section 6817 of the Revised Statutes.

To committee on Judiciary.

Mr. Entrekin submitted the following report:

The committee on Revision have examined, and found correctly engrossed S. B. No. 418, S. B. No. 407, S. B. No. 402, S. B. No. 344, S. B. No. 410, S. B. No. 409, and S. B. No. 416.

F. M. MARRIOTT,  
E. N. HARTSHORN,  
JOHN C. ENTREKIN.

On motion of Mr. Strong, H. B. No. 905: To transfer the surplus dog-tax of Marion county to the Agricultural Society—was postponed until next Wednesday.

H. B. No. 853: To divide Washington township, Lucas county, into three election precincts—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 26, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beer, Carran, Cline, Eggleston, Entrekin, Fleischmann, Harper, Hartshorn, Horr, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, Perkins, Pollard, Pond, Richards, Saltzgaber, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—26.

So the bill passed. The title was agreed to.

On motion of Mr. Wilkins of Tuscarawas, H. B. No. 258: To amend section 5394 of the Revised Statutes of Ohio—was informally passed.

S. B. No. 416: To authorize the commissioners of Adams county to construct a free turnpike road from the terminus of the Rome and Mineral Springs free turnpike road to the village of Jacksonville, in said county of Adams—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 24, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beer, Carran, Cline, Entrekin, Fleischmann, Harper, Hartshorn, Hitchcock, Horr, Kelly, Kirby of Hamilton, Moore, Mounts, Perkins, Pollard, Pond, Richards, Saltzgaber, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—24.

So the bill passed. The title was agreed to.

S. B. No. 419: To authorize the commissioners of Clermont county, Ohio, to construct a certain free turnpike road—was read the second time.

Mr. Tyler moved that the constitutional rule requiring bills to be read on three different days be dispensed with, that S. B. No. 419 may be read the third time.

On which motion the yeas and nays were taken and resulted—yeas 29, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beer, Carran, Cline, Eggleston, Entrekin, Fleischmann, Harper, Hartshorn, Hitchcock, Horr, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, Parker, Perkins, Pollard, Pond, Richards, Saltzgaber, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—29.

So the constitutional rule was dispensed with, and said bill was read the third time.

The question then being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 24, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beer, Carran, Cline, Eggleston, Entrekin, Harper, Hartshorn, Horr, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, Parker, Perkins, Pollard, Pond, Richards, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—24.

So the bill passed. The title was agreed to.

H. B. No. 560: To amend section 5995 of the Revised Statutes of Ohio—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 22, nays 3, as follows:

Those who voted in the affirmative were—

Messrs. Beer, Carran, Cline, Eggleston, Entrekin, Fleischmann, Harper, Hartshorn, Horr, Kelly, Kirby of Hamilton, Kirby of Wyandot, Moore, Mounts, Perkins, Richards, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—22.

Those who voted in the negative were—

Messrs. Hitchcock, Marriott, and Parker—3.

So the bill passed. The title was agreed to.

Mr. Van Cleaf submitted the following report:

The committee on Revision have examined, and found correctly re-engrossed H. B. No. 579.

A. R. VAN CLEAF,  
E. N. HARTSHORN,  
F. M. MARRIOTT.

H. B. No. 579: To amend sections 2519, 2522, and 2527 of the Revised Statutes of Ohio, and to authorize cemetery trustees to receive and hold in trust money that may be given for the purpose of keeping in order cemetery lots—was read the third time.

Mr. Van Cleaf moved to refer said bill (H. B. No. 579) to a select committee of one, with instructions to amend as follows:

In line 1, section 2, strike out "sections 2519, 2522 and 2527," and insert, "section 20"

In same line, strike out the word "are," and insert the word "is."

Which was agreed to.

Friday, April 1, 1881.

The President *pro tem.* appointed Mr. Van Cleaf such committee, who reported the bill back amended as instructed.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 24, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beer, Carran, Cline, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Horr, Kelly, Kirby of Hamilton, Kirby of Wyandot, Moore, Mounts, O'Hagan, Perkins, Pollard, Pond, Richards, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—24.

So the bill passed.

The title was amended by striking out "sections 2519, 2522 and 2527," and inserting "section 20;" and striking out all after "Ohio," and was then agreed to.

H. B. No. 617: Supplemental to an act entitled "an act to amend an act entitled 'an act to amend the act entitled an act to create and establish a common school fund in part of the county of Warren, composed of the Virginia Military District,'" passed February 20, 1834; passed April 30, 1868, (Ohio Laws, volume 65, page 259)—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 6, nays 18, as follows:

Those who voted in the affirmative were—

Messrs. Cline, Hartshorn, Kirby of Wyandot, Mounts, Van Cleaf, and Wilkins of Fulton—6.

Those who voted in the negative were—

Messrs. Beer, Eggleston, Entrekin, Fleischmann, Hitchcock, Horr, Kelly, Kirby of Hamilton, Moore, O'Hagan, Parker, Perkins, Pond, Richards, Strong, Sullivan, Tyler, and Wilkins of Tuscarawas—18.

So the bill, having failed to receive a constitutional majority, was lost.

On motion of Mr. Mounts, the vote by which said bill was lost was reconsidered, and the bill referred to a select committee of one, Mr. Mounts, with leave to report at any time.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The following bill has been introduced in the House of Representatives, and read the first time:

H. B. No. 951—Mr. Wilson: To amend section 1680 of the Revised Statutes of Ohio.

Attest:

D. J. EDWARDS, *Clerk.*

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has passed the following bill, in which the concurrence of the Senate is requested:

H. B. No. 951—Mr. Wilson: To amend section 1680 of the Revised Statutes of Ohio.

Attest:

D. J. EDWARDS, *Clerk.*

Said bill was read the first time.

Mr. Perkins moved that the constitutional rule requiring bills to be read on three different days be dispensed with, that said bill may be read the second time by its title.

On which motion the yeas and nays were taken, and resulted—yeas 29, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beer, Carran, Cline, Eggleston, Entrekin, Fleischmann, Harper, Hartshorn, Hitchcock, Horr, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pollard, Pond, Richards, Saltzgaber, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—29.

So the constitutional rule was dispensed with, and said bill was read the second time by its title, and referred to the committee on Judiciary.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has adopted the following joint resolution, in which the concurrence of the Senate is requested:

H. J. R. No. 123—Mr. Snyder: Relative to the loan of guns and accoutrements of the O. N. G.

Attest:

D. J. EDWARDS, *Clerk.*

Mr. Entrekin moved to refer said resolution to the committee on Military Affairs.

Which was agreed to.

Mr. Wilkins of Fulton asked and obtained leave of absence until next Monday afternoon.

Mr. Mounts submitted the following report:

The select committee of one, to whom was referred H. B. No. 617: Supplementary to an act entitled "an act to amend an act entitled 'an act to amend the act entitled an act to create and establish a common school fund in part of the county of Warren, composed of the Virginia Military District,'" passed February 20, 1834; passed April 30, 1868 (Ohio Laws, volume 65, page 259)—having had the same under consideration, report it back with following amendments, and recommend its passage when so amended:

Strike out all after the enacting clause, and insert the following:

"That it shall be the duty of the county auditor to make out and forward to the superintendent the enumeration of the children between the age of five and twenty-one, on the first Monday in March in each year, giving the number in each separate, special, and sub district; he shall also forward to the superintendent the amount of money required by each district, in addition to the State tax for the support of schools within the military district.

It shall be the duty of the superintendent to credit to each separate, special and sub district their equitable proportion of all the accumulated fund, principal and interest, basing such general division on the enumeration of children last preceding the passage of this act, which shall hereafter be kept as their separate funds. It shall be the duty of said superintendent, on or before the second Monday in April and September, in each

year, to pay to the county treasurer such sum of money as may be required for the support of schools in this district, as certified to him by the county auditor.

"The superintendent is directed to make collections of the moneys loaned, in such sums as will meet the payment of the amount certified to be required by the auditor, from year to year, until said fund, principal and interest, is all distributed, and the office of superintendent shall then cease to exist, and the funds thereafter received by said district from the State treasury shall be distributed as provided by law for like funds in all other counties in the Virginia Military District.

"SEC. 2. This act shall take effect and be in force from and after its passage."

J. L. MOUNTS.

Said amendments were agreed to.

Said bill was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 22, nays 1, as follows:

Those who voted in the affirmative were—

Messrs. Beer, Carran, Cline, Eggleston, Entrekin, Harper, Hitchcock, Horr, Kelly, Kirby of Hamilton, Kirby of Wyandot, Moore, Mounts, Perkins, Pollard, Pond, Richards, Strong, Sullivan, Tyler, Van Cleaf, and Wilkins of Tuscarawas—22.

Mr. Parker voted in the negative.

So the bill passed. The title was agreed to.

H. B. No. 865: To amend section 4957 of the Revised Statutes of Ohio—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 24, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beer, Cline, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Horr, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, Perkins, Pollard, Pond, Richards, Saltzgaber, Strong, Sullivan, Tyler, Van Cleaf, and Wilkins of Tuscarawas—24.

So the bill passed. The title was agreed to.

H. B. No. 660: To amend section 5170 of the Revised Statutes of Ohio—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 24, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beer, Cline, Entrekin, Harper, Hartshorn, Hitchcock, Horr, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pond, Richards, Saltzgaber, Strong, Sullivan, Tyler, Van Cleaf, and Wilkins of Tuscarawas—24.

So the bill passed. The title was agreed to.

H. B. No. 921: To authorize the commissioners of Ross county to submit to the qualified electors of said county, at a special or general election, the proposition to levy an additional tax for the purpose of building a children's home—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 24, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beer, Carran, Cline, Eggleston, Entrekin, Fleischmann, Harper, Hartshorn, Hitchcock, Horr, Kelly, Kirby of Hamilton, Kirby of



Wyandot, Moore, Mounts, O'Hagan, Parker, Pollard, Pond, Richards, Strong, Sullivan, Tyler, and Van Cleaf—24.

So the bill passed. The title was agreed to.

S. B. No. 418: To amend sections 6964 of the Revised Statutes of Ohio—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 25, nays 1, as follows:

Those who voted in the affirmative were—

Messrs. Beer, Carran, Cline, Eggleston, Entrekin, Fleischmann, Harper, Hartshorn, Hitchcock, Horr, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Perkins, Pollard, Pond, Richards, Saltzgaber, Strong, Sullivan, and Tyler—25.

Mr. Parker voted in the negative.

So the bill passed. The title was agreed to.

S. B. No. 344: To enable Union township, Brown county, to settle a claim for bounty—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 25, nays 1, as follows:

Those who voted in the affirmative were—

Messrs. Beer, Carran, Cline, Eggleston, Entrekin, Fleischmann, Harper, Hartshorn, Horr, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pollard, Richards, Strong, Sullivan, Tyler, Van Cleaf, and Wilkins of Tuscarawas—25.

Mr. Hitchcock voted in the negative.

So the bill passed. The title was agreed to.

S. B. No. 410: To amend section 4215 of the Revised Statutes of Ohio, and to repeal an act supplementary thereto, section 4215a, passed April 6, 1880 (vol. 77, page 11b)—was read the third time.

The question being, "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 24, nays 1, as follows:

Those who voted in the affirmative were—

Messrs. Carran, Cline, Eggleston, Entrekin, Fleischmann, Harper, Hartshorn, Hitchcock, Horr, Kelly, Kirby of Hamilton, Kirby of Wyandot, Moore, Mounts, O'Hagan, Parker, Perkins, Pollard, Pond, Strong, Sullivan, Tyler, Van Cleaf, and Wilkins of Tuscarawas—24.

Mr. Marriott voted in the negative.

So the bill passed. The title was agreed to.

Mr. Van Cleaf moved to reconsider the vote by which S. J. R. No. 61 was indefinitely postponed.

Which was agreed to.

On motion of Mr. Van Cleaf, said resolution was ordered placed on the calendar for consideration next Wednesday.

S. B. No. 409: To amend section one of an act to provide compensation for members of county, city and State boards of equalization for the equalization of appraisement of real estate appraised in 1880, as amended March 11, 1881—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 20, nays 3, as follows:

Those who voted in the affirmative were—

Messrs. Carran, Cline, Eggleston, Entrekin, Fleischmann, Harper, Hartshorn, Horr, Kirby of Hamilton, Kirby of Wyandot, Moore, Mounts,

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O'Hagan, Perkins, Pollard, Saltzgaber, Sullivan, Tyler, Van Cleaf, and Wilkins of Tuscarawas—20.

Those who voted in the negative were—

Messrs. Hitchcock, Pond, and Strong—3.

So the bill passed. The title was agreed to.

Mr. Horr offered the following resolution, which was adopted :

S. R. No. 90: *Resolved*, That when this Senate adjourns on Saturday, April the second, it shall adjourn to meet again on April the fifth, A.D. 1881, at 10 o'clock a.m. of said day.

On motion of Mr. Pollard, the Senate took a recess.

### THREE O'CLOCK P.M.

H. B. No. 557: To amend section 3150 of the Revised Statutes of Ohio—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 20, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beer, Carran, Cline, Eggleston, Fleischmann, Harper, Hartshorn, Hitchcock, Kelly, Kirby of Wyandot, Marriott, Moore, Parker, Perkins, Pollard, Saltzgaber, Strong, Tyler, Van Cleaf, and Wilkins of Tuscarawas—20.

So the bill passed. The title has agreed to.

S. B. No. 407: To fix the aggregate of taxes which may be levied for certain purposes in cities of the second class having by the federal census of 1880, or by any succeeding federal census, a population of 20,729—was, on motion of Mr. Van Cleaf, informally passed.

S. B. No. 402: For the relief of the heirs of Eliza M. Heaton—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 21, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beer, Carran, Cline, Eggleston, Fleischmann, Harper, Hartshorn, Hitchcock, Kirby of Wyandot, Marriott, Moore, Parker, Perkins, Pollard, Richards, Saltzgaber, Strong, Sullivan, Tyler, Van Cleaf and Wilkins of Tuscarawas—21.

So the bill passed. The title was agreed to.

The following communication was received from the Governor:

STATE OF OHIO, EXECUTIVE DEPARTMENT,

COLUMBUS, *March 23, 1881.*

*To the Senate:*

I have the honor to nominate, and by and with the advice and consent of the Senate appoint, John Todd, of Cuyahoga county, to be a trustee of the Cleveland Asylum for the Insane, for the term of five years, beginning April 15, 1881, *vice* James Barnett, whose term will expire April 14, 1881.

Very respectfully,

CHARLES FOSTER, *Governor.*

Referred to committee on Benevolent Institutions.

Mr. Hartshorn introduced the following bill, which was read the first time:

S. B. No. 426—Mr. Hartshorn: To amend section 3307 of the Revised Statutes of Ohio.

Mr. Hartshorn moved that the constitutional rule requiring bills to be read on three different days be dispensed with, that S. B. No. 426 may be read the second time by its title.

On which motion the yeas and nays were taken and resulted—yeas 22, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beer, Carran, Cline, Eggleston, Entrekin, Fleischmann, Harper, Hartshorn, Hitchcock, Jackson, Kirby of Wyandot, Marriott, Moore, Parker, Perkins, Pollard, Richards, Strong, Sullivan, Tyler, Van Cleaf, and Wilkins of Tuscarawas—22.

So the motion was disagreed to, the requisite three-fourths not voting in favor thereof.

The following bills were introduced, and read the first time:

S. B. No. 427—Mr. Sullivan: To amend section 3300 of the Revised Statutes of Ohio.

S. B. No. 428—Mr. Hitchcock: To repeal section 4941 of the Revised Statutes of Ohio.

S. B. No. 429—Mr. Cline: To relieve certain purchasers of section 16, in Wilkesville, Vinton county.

Mr. Beer submitted the following report:

The committee on Finance, to whom was referred H. B. No. 897: Making appropriations for the benevolent, penal, and correctory institutions of the State for the last three quarters of the fiscal year ending November 15, 1881, and the first quarter of the fiscal year ending February 15, 1882—having had the same under consideration, report it back, with following amendments, and recommend its passage when so amended:

1. Strike out all of line 12.
2. Strike out all of line 14.
3. Strike out in line 23, the words "thirty five" and insert the words "forty one."
4. Strike out in line 24, the words "one hundred and fifty," and insert the words "three hundred."
5. In line 31, strike out the words "ice house," and insert "telephone."
6. After line 31, add: "for carpets, five hundred dollars, and "for hose, four hundred dollars."
7. After line 66, add: "for horses and cows, one thousand dollars." "For carriage, four hundred dollars, and for fencing, three hundred dollars."
8. In line 73, strike out the word "last" and insert after "census" the words "of 1880 and thirty thousand dollars."
9. After line 98, add: "For printing, to be expended under the direction of the superintendent, six hundred dollars."
10. In line 102, strike out the word "four," and insert the word "seven."
11. In line 104, strike out the word "eight," and insert the word "thirteen."

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12. After line 103, insert: "For painting halls, five hundred dollars; for closets, two hundred dollars."

13. In lines 120 and 123, strike out all after the words "connections," and insert "three thousand dollars."

14. After line 123, insert: "For new boilers, three thousand dollars. For wire screens for windows, fifteen hundred dollars."

15. In line 129, strike out "one thousand," and insert "twenty-four hundred"

16. After line 143, add the following: "For water closets and out-buildings, thirty-five hundred dollars. For pay of net earnings under section 680, Revised Statutes of Ohio, six hundred dollars."

17. In line 164, strike out "four" and insert "twelve."

18. After line 217, insert: "For ordinary repairs, one thousand dollars."

19. After line 219, add: "For extra clerical labor, one thousand dollars, and for expenses of investigations, ordered by the Governor under section 656 of the Revised Statutes of Ohio, five hundred dollars."

THOS. M. BEER,  
B. EGGLESTON,  
P. HITCHCOCK,

GEO. P. TYLER,  
C. S. PARKER,  
B. WILKINS.

Said amendments were laid upon the table and ordered printed.

Mr. Pond submitted the following report:

The committee on Judiciary, to whom was referred H. B. No. 594: To amend certain sections of subdivision 3, chapter 5, division 5, title 12; also section 214 of chapter 1, division 6 of title 12, as amended February 27, 1880, and to repeal certain sections therein named—having had the same under consideration, report it back and recommend its passage.

F. B. POND,  
R. G. RICHARDS,  
THOMAS J. CARRAN,

G. M. SALTZGABER,  
F. M. MARRIOTT.

Said bill was read the third time.

On motion of Mr. Van Cleaf, the further consideration of said bill was postponed until next Wednesday.

S. B. No. 423: To authorize cities of the second class, having a population of 8,410 by the last federal census, to erect buildings for manufacturing purposes—was read the second time, and referred to the committee on Finance.

Mr. Wilkins of Tuscarawas submitted the following report:

The committee on Corporations other than Municipal, to whom was referred S. B. No. 349: To authorize railroad companies to construct, acquire, maintain, and operate telegraph lines for commercial purposes—having had the same under consideration, report it back and recommend its passage.

THOS. J. CARRAN,  
G. M. SALTZGABER,

H. B. PERKINS,  
B. WILKINS.

Said bill was ordered to be read the third time next Wednesday.

Mr. Van Cleaf submitted the following report:

The committee on Municipal Corporations, to whom was referred H. B. No. 904: Combining the offices of marshal and street commissioner in

certain incorporated villages—having had the same under consideration, report it back and recommend its passage.

A. R. VAN CLEAF,  
B. EGGLESTON,  
CHAS. FLEISCHMANN,

THOMAS J. CARRAN,  
G. M. SALTZGABER.

Said bill was read the third time

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 21, nays none, as follows:

Those who voted in the affirmative were—

Messrs. B-er, Carran, Cline, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Kirby of Wyandot, Marriott, Moore, Parker, Perkins, Pollard, Pond, Richards, Saltzgaber, Strong, Sullivan, Van Cleaf, and Wilkins of Tuscarawas—21.

So the bill passed. The title was agreed to.

Mr. Carran submitted the following report:

The committee on Municipal Corporations, to whom was referred H. B. No. 901: To amend section 2669 of the Revised Statutes of Ohio—having had the same under consideration, report it back with following amendment, and recommend its passage when so amended:

In line 25 strike out the word "nine" and insert "eight."

THOS. J. CARRAN,  
B. EGGLESTON,  
A. R. VAN CLEAF,

P. HITCHCOCK,  
G. M. SALTZGABER.

Said amendment was agreed to.

Said bill was ordered to be engrossed, and read the third time next Wednesday.

Mr. Pond submitted the following report:

The committee on Judiciary, to whom was referred S. B. No. 372: To amend section 6338 of the Revised Statutes of Ohio—having had the same under consideration, report it back and recommend its passage.

F. B. POND,  
G. M. SALTZGABER,  
F. M. MARRIOTT,

THOMAS J. CARRAN,  
R. G. RICHARDS.

Said bill was ordered to be engrossed, and read the third time next Wednesday.

On motion of Mr. Carran, the vote by which H. B. No. 534 was referred to the committee on Manufactures and Commerce was reconsidered, and the bill referred to the committee on Judiciary.

Mr. Carran submitted the following report:

The committee on Judiciary, to whom was referred H. B. No. 749: To provide for county solicitors in counties—having had the same under consideration, report it back and recommend its passage.

THOS. J. CARRAN,  
F. B. POND,  
F. M. MARRIOTT,

LYMAN A. JACKSON,  
G. M. SALTZGABER.

Said bill was ordered to be read the third time next Wednesday.

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Mr. Saltzgaber submitted the following report :

The committee on Municipal Corporations, to whom was referred H. B. No. 673: In relation to codification of ordinances in cities of the third grade of the first class—having had the same under consideration, report it back and recommend its passage.

B. EGGLESTON,	A. R. VAN CLEAF,
G. M. SALTZGABER,	THOMAS J. CARRAN.

Said bill was ordered to be read the third time next Wednesday.

Mr. Saltzgaber submitted the following report :

The committee on Corporations other than Municipal, to whom was referred H. B. No. 402: Supplementary to section 1466, Revised Statutes, relating to control of cemeteries—having had the same under consideration, report it back with following amendment, and recommend its passage when so amended :

Insert after the word "township," in line 5, the words "the control of which is vested in said trustees."

G. M. SALTZGABER,	CHAS. FLEISCHMANN,
BENIAH WILKINS,	LYMAN J. JACKSON.
H. B. PERKINS,	

Said amendment was agreed to.

Said bill was ordered to be engrossed, and read the third time next Wednesday.

Mr. Pollard submitted the following report :

The committee on Ditches and Drains, to whom was referred S. B. No. 401: To provide for straightening, clearing out, widening, deepening, and otherwise improving drains in Ottawa county and the State of Ohio—having had the same under consideration, report it back and recommend its passage.

J. K. POLLARD,	J. J. SULLIVAN,
L. M. STRONG,	G. M. SALTZGABER.
J. C. ENTREKIN,	

Said bill was ordered to be engrossed, and read the third time next Wednesday.

Mr. Sullivan submitted the following report :

The committee on Ditches and Drains, to whom was referred H. B. No. 914: Making an appropriation to construct a culvert between locks number 28 and 29, under the Miami and Erie canal, in Putnam county—having had the same under consideration, report it back, and recommend its passage.

J. J. SULLIVAN,	J. K. POLLARD,
G. M. SALTZGABER,	L. M. STRONG.
JOHN C. ENTREKIN,	

Said bill was ordered to be read the third time on next Wednesday.

Messrs. Hitchcock, Beer, and Sullivan asked and obtained leave of absence for to morrow.

Mr. Hitchcock presented the memorial of M. Emmet Gatewood and 26

other citizens of Morgan county, asking the repeal of section 4941 of the Revised Statutes of Ohio.

Which was referred to the committee on Roads and Highways.

Mr. Hitchcock presented the communication of C. S. Cory, of Morgan county, asking the repeal of section 4941 of the Revised Statutes of Ohio.

Which was referred to the committee on Roads and Highways.

Mr. Van Cleef presented the memorial of William A. Neil, Franklin county, asking for authority to bring an action against the State of Ohio.

Which was referred to the committee on Judiciary.

Mr. Saltzgaber, on leave, introduced the follonwig bill which was read the first time:

S. B. No. 430: To authorize the appointment of Commissioner of Immigration for the State of Ohio, and defining his duties.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The following bills have been introduced in the House of Representatives, and read the first time:

H. B. No. 952—Mr. Dunham: To authorize certain cities to build railroads, and to lease or operate the same.

H. B. No. 953—Mr. Groom: To grant the right of way through the lands of the Central Insane Asylum to the Columbus and Maysville railroad company.

H. B. No. 954—Mr. Lacey: To amend section 7395 of the Revised Statutes of Ohio.

H. B. No. 955—Mr. Crites: Supplementary to an act entitled "an act to authorize certain villages to purchase certain real estate for railroad purposes, to construct machine shops, and to issue bonds therefor, and to authorize additional taxation to meet the principal and interest of said bonds," passed April 15, 1880 (O. L., vol 77, p. 229).

H. B. No. 956—Mr. Williams: To amend section 3177 of the Revised Statutes of Ohio.

Attest:

D. J. EDWARDS, *Clerk.*

Mr. Pollard submitted the following report:

The joint committee on Enrollment have examined, and found correctly enrolled, the following bills and joint resolution:

S. B. No. 329: To authorize the commissioners of Fayette county, Ohio, to construct a turnpike and vacate a certain portion of the Deer Creek turnpike.

S. B. No. 340: To authorize the board of education of West Salem, in Wayne county, Ohio, to issue bonds for the redemption of other bonds.

H. B. No. 762: To amend section 7657 of the Revised Statutes of Ohio.

H. B. No. 544: To amend section 4162 of the Revised Statutes of Ohio.

H. B. No. 615: To authorize certain bondsmen of John D. Patterson to bring suit against certain other bondsmen.

H. B. No. 907: To annex other territory to a special school district in

Friday, April 1, 1881.

Millville, Hocking county, Ohio, created by a special act passed April 24, 1877.

H. J. R. No. 122: Providing the Inspector of Mines with certain instruments for the use of his office.

H. B. No. 645: Authorizing certain counties to build railroads and to lease or operate the same.

J. K. POLLARD,  
GEO. W. MOORE,  
JOHN F. LOCKE,  
JOHN HARDY,

L. M. STRONG,  
H. R. SMITH,  
C. R. HARMON,  
J. L. CORYELL,

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The Speaker of the House of Representatives has, in the presence of the House, signed the following bills:

H. B. No. 645: Authorizing certain counties to build railroads, and to lease or operate the same.

S. B. No. 340: To authorize the board of education of West Salem, in Wayne county, Ohio, to issue bonds for the redemption of other bonds.

S. B. No. 329: To authorize the commissioners of Fayette county, Ohio, to construct a turnpike, and vacate a certain portion of the Deer Creek turnpike.

Attest:

D. J. EDWARDS, *Clerk.*

The President *pro tem.* of the Senate, in the presence of the Senate, signed said bills.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has passed the following bills, in which the concurrence of the Senate is requested:

H. B. No. 712—Mr. Hill of Hamilton: To amend section 1043 of the Revised Statutes of Ohio.

H. B. No. 763—Mr. Snyder: To amend section 305 of the Revised Statutes of Ohio.

H. B. No. 166—Mr. Covert: To amend section 4002 of the Revised Statutes of Ohio.

H. B. No. 720—Mr. Chapman: To amend section 1319 of the Revised Statutes of Ohio.

H. B. No. 756—Mr. Moore of Washington: To authorize the trustees of Fearing township, Washington county, Ohio, to take charge of the burial ground of said township.

Attest:

D. J. EDWARDS, *Clerk.*

Said bills were read the first time.



MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has refused to concur in Senate amendments to

H. B. No. 658: Supplementary to chapter 4, title 1, part 4 of the Revised Statutes of Ohio.

Attest:

D. J. EDWARDS, *Clerk*.

Mr. Saltzgaber moved that the Senate insist on its amendments, and request a committee of conference.

Which was agreed to.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has concurred in the Senate amendments to

H. B. No. 645: Authorizing certain counties to build railroads, and to lease or operate the same.

Attest:

D. J. EDWARDS, *Clerk*.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has concurred in the passage of the following bill:

S. B. No. 371: To amend section 4796 of the Revised Statutes of Ohio.

Attest:

D. J. EDWARDS, *Clerk*.

Mr. Van Cleaf offered the following joint resolution:

S. J. R. No. 82: Authorizing William A. Neil to bring an action against the State of Ohio.

WHEREAS, It is claimed by William A. Neil, owner of a tract of land lying west of the Ohio penitentiary, that the State of Ohio, in or about the year 1870, without purchasing the right to do so, and without making any compensation therefor, did extend the walls of said penitentiary over a part of a certain street in the city of Columbus, then called Lust street, but now called Rando'ph street, and thereby closed up said street, and appropriated a part thereof to its own use, and that said Neil has sustained by such appropriation pecuniary loss for which the State of Ohio should make a just and reasonable compensation; therefore,

*Be it resolved by the General Assembly of the State of Ohio, That William A. Neil is hereby authorized to bring an action in the court of common pleas of Franklin county, Ohio, against the said State of Ohio for the recovery of such compensation as may be just and reasonable, for the closure by the State of Ohio of a part of a certain street in the city of*

Columbus, Ohio, then called Last street, and now called Randolph street, and appropriating the same to the use of the Ohio penitentiary. Said action shall be proceeded into final judgment in said court, according to the code of civil procedure; service of summons in the commencement of said action may be made on the Attorney General of the State, and the service of all notices, orders, etc., which may be necessary in the prosecution of said action, shall be complete, if made upon said Attorney General, who is hereby authorized and directed to defend said action when brought, and that said action shall be tried and decided upon fair, just, and equitable principles between the parties.

On motion of Mr. Van Cleaf, said resolution was laid upon the table and ordered printed.

On motion of Mr. Van Cleaf, the vote by which S. B. No. 353 was lost, was reconsidered, and said bill laid upon the table.

On motion of Mr. Marriott, the Senate adjourned.

Attest:

J. C. DONALDSON, *Clerk*.

SATURDAY, April 2, 1881—10 o'clock A.M.

The Senate met pursuant to adjournment.

The Journal was read and approved.

Bills were read the second time, and referred as follows:

S. B. No. 424: To amend section 3429 of the Revised Statutes of Ohio.

To committee on Railroads, Turnpikes, and Telegraphs.

S. B. No. 425: To amend section 5936 of the Revised Statutes of Ohio.

To committee on Judiciary.

S. B. No. 426: To amend section 3207 of the Revised Statutes of Ohio.

To committee on Railroads, Turnpikes, and Telegraphs.

H. B. No. 763: To amend section 305 of the Revised Statutes of Ohio.

To committee on Mines and Mining.

H. B. No. 766: To authorize the trustees of Fearing township, Washington county, to take charge of the burial grounds of said township.

To committee on Corporations other than Municipal.

H. B. No. 166: To amend section 4C01 of the Revised Statutes of Ohio.

To committee on Common Schools and School Lands.

H. B. No. 720: To amend section 1319 of the Revised Statutes of Ohio.

To committee on Judiciary.

H. B. No. 712: To amend section 1043 of the Revised Statutes of Ohio.

To committee on Finance.

S. B. No. 427: To amend section 3300 of the Revised Statutes of Ohio.

To committee on Railroads, Turnpikes, and Telegraphs.

The following bill was introduced, and read the first time:

S. B. No. 431—Mr. Fleischmann: To amend sections 2133 and 2134 of the Revised Statutes of Ohio.

On motion of Mr. Marriott, the Senate adjourned until 10 o'clock on Tuesday morning.

Attest:

J. C. DONALDSON, *Clerk*.

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TUESDAY, April 5, 1881—10 o'clock A.M.

The Senate met pursuant to adjournment.

The Journal of Saturday was read and approved.

Bills were read the second time, and referred as follows:

S. B. No. 423: To repeal section 4941 of the Revised Statutes of Ohio.

To committee on Judiciary.

S. B. No. 429: To relieve certain purchasers of Section No. 16, Wilkesville, Vinton county, Ohio.

To committee on Claims.

S. B. No. 430: To authorize the appointment of Commissioners of Immigration for the State of Ohio, and defining his duties.

To committee on Federal Relations.

S. B. No. 431: To amend sections 2133 and 2134 of the Revised Statutes of Ohio.

To committee on Sanitary Laws and Regulations.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has passed the following bills, in which the concurrence of the Senate is requested:

H. B. No. 683—Mr. Wolfe: To amend section 6992 of the Revised Statutes of Ohio.

H. B. No. 870—Mr. Carlisle (by request): To authorize the commissioners of Morrow county to build a jail.

H. B. No. 842—Mr. Frame: To authorize the payment of advertised fees, or costs, debts, or damages in Guernsey county.

H. B. No. 809—Mr. Williams: To amend section 1284 of the Revised Statutes of Ohio.

H. B. No. 515—Mr. Scott of Jefferson: Authorizing the commissioners of Jefferson county to assist in the construction of a culvert therein named.

Tuesday, April 5, 1881.

H. B. No. 856—Mr. Ellsworth: To divide Rome township, Lawrence county, Ohio, into two election precincts.

H. B. No. 717—Mr. Greiner: Directing the trustees of Hopewell township, Perry county, Ohio, to levy a tax to build a town hall.

Attest:

D. J. EDWARDS, *Clerk*.

Said bills were read the first time.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The following bills have been introduced in the House of Representatives and read the first time:

H. B. No. 957—Mr. Wilson: To amend section 1715 of the Revised Statutes of Ohio.

H. B. No. 958—Mr. Brown of Putnam: Amendatory of and supplementary to an act passed and took effect April 13, 1880, entitled "an act to authorize the certain townships in Putnam county, State of Ohio, to levy taxes to improve the public highways in said townships, and for other purposes, and repeal certain sections therein named."

H. B. No. 959—Mr. Dempcy: To amend section 5189 of an act entitled "an act supplementary to title 1, division 3, chapter 2, subdivision 1 of the Revised Statutes of Ohio," passed and took effect March 29, 1881.

H. B. No. 960—Mr. Palmer: To authorize the trustees of Middleburg township, Cuyahoga county, Ohio, to levy a tax to pay an existing indebtedness against said township, contracted for the support of its poor.

H. B. No. 961—Mr. Groom: To amend section 6939 of the Revised Statutes of Ohio.

H. B. No. 962—Mr. Covert: For the protection of minor children.

Attest:

D. J. EDWARDS, *Clerk*.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has concurred in the Senate amendments to

H. B. No. 560: To amend section 3995 of the Revised Statutes of Ohio.

Attest:

D. J. EDWARDS, *Clerk*.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has concurred in the passage of the following bill:

S. B. No. 404: To authorize the city council of the city of Chillicothe to transfer certain funds therein named.

Attest:

D. J. EDWARDS, *Clerk*.

On motion of Mr. Strong, the Senate took a recess till 4 o'clock p.m.

FOUR O'CLOCK P. M.

On motion of Mr. Van Cleaf, S. J. R. No. 82 was taken from the table and referred to the committee on Judiciary.

Mr. Beer offered the following resolution, which was referred to the committee on Finance:

S. J. R. No. 83: *Be it resolved by the General Assembly of the State of Ohio,* That the Secretary of State be and he is hereby directed to have boxed up, the statistical reports of the Secretary of State, and such other public documents and reports, to which the members of the General Assembly are entitled, and ship the same to the address of the several members, respectively; and the Secretary of State is hereby directed to pay the charges for shipping the same out of the amount appropriated for the distribution of public documents, and take vouchers for the same.

Mr. Saltzgaber, on leave, introduced the following bills, which were read the first time:

S. B. No. 432: To authorize certain townships to build railroads, and to lease or operate the same.

S. B. No. 433: To authorize certain townships to build railroads, and to lease or operate the same.

S. B. No. 434: Relating to incorporated villages which, by a census of 1874, had a population of 392.

Mr. Van Cleaf moved that the Senate adjourn.

On which motion the yeas and nays were demanded, taken, and resulted—yeas 4, nays 13, as follows:

Those who voted in the affirmative were—

Messrs. Carlisle, Saltzgaber, Van Cleaf, and Wilkins of Tuscarawas—4.

Those who voted in the negative were—

Messrs. Beer, Cline, Creamer, Hartshorn, Hitchcock, Horr, Hollingsworth, Moore, Mounts, Pond, Sinks, Strong, and Wilkins of Fulton—13.

The President *pro tem.* announced no quorum voting.

Mr. Hitchcock demanded a call of the Senate.

Leave of absence was asked and obtained for Messrs. Carran, Ezgleston, Fleischmann, Kelly, Kirby of Hamilton, Parker, Perkins, and Polard.

A call was had, and the following Senators answered to their names:

Messrs. Beer, Carlisle, Cline, Creamer, Entrekin, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kirby of Wyandot, Moore, Mounts, O'Hagan, Pond, Saltzgaber, Sinks, Strong, Sullivan, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—22.

On motion of Mr. Carlisle, further proceedings under the call were dispensed with.

Mr. Hitchcock moved to take H. B. No. 897 from the table.

On which motion the yeas and nays were demanded, taken, and resulted—yeas 15, nays 3, as follows:

Those who voted in the affirmative were—

Messrs. Beer, Cline, Creamer, Entrekin, Hartshorn, Hitchcock, Horr, Hollingsworth, Moore, Mounts, Pond, Sinks, Strong, Wilkins of Fulton, and Wilkins of Tuscarawas—15.

Those who voted in the negative were—

Messrs. Carlisle, O'Hagan, and Van Cleaf—3.

The President *pro tem.* announced no quorum voting.

The President *pro tem.* directed the Clerk to re-call the roll.

The yeas and nays were again taken, and resulted—yeas 15, nays 5, as follows:

Those who voted in the affirmative were—

Messrs. Beer, Cline, Creamer, Entrekin, Hartshorn, Hitchcock, Horr, Hollingsworth, Moore, Mounts, Pond, Sinks, Strong, Wilkins of Fulton, and Wilkins of Tuscarawas—15.

Those who voted in the negative were—

Messrs. Carlisle, Jackson, Kirby of Wyandot, O'Hagan, and Wilkins of Fulton—5.

So the motion was agreed to.

On motion of Beer, the Senate resolved itself into committee of the whole, for the consideration of said bill. Mr. Hollingsworth was called to the chair.

At 6½ o'clock p.m. the committee arose, and Mr. Hollingsworth, submitted the following report:

The committee of the whole Senate, having had under consideration the amendments of the Finance Committee to H. B. No. 897: Making appropriations for the benevolent, pénal, and correctory institutions of the State, for the last three quarters of the fiscal year ending November 15, 1881, and the first quarter of the fiscal year ending February 15, 1882—report it back, and recommend that the Senate agree to amendments Nos. 1, 3, 4, 5, 6, 7, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, and 19, and disagree to amendment No. 2.

Also that the Senate agree to the following amendment:

After the item of ordinary repairs to Columbus asylum, insert the following:

"For repair of boilers, placing steam drums upon the same, and replacing retorts in gas works, two thousand dollars."

Said recommendations were agreed to.

Mr. Hitchcock moved that the Senate agree to amendment No. 8.

Mr. Van Cleaf moved to postpone further consideration of said amendments until to-morrow at 11 a.m.

Which was disagreed to.

The question recurring on concurring in amendment No. 8, it was agreed to.

Said bill was ordered engrossed.

Mr. Beer moved that the bill be made the special order for 3½ o'clock p.m. to-morrow.

On which motion the yeas and nays were demanded, taken, and resulted—yeas 14, nays 2, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Beer, Entrekin, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Moore, Mounts, Perkins, Pond, Sinks, and Strong—14.

Those who voted in the negative were—

Messrs. Carlisle and Van Cleaf.

The President *pro tem.* announced no quorum voting.

Mr. Horr demanded a call of the Senate.

A call was had, and the following Senators answered to their names: Messrs. Beebe, Beer, Carlisle, Entrekin, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Moore, Mounts, Perkins, Pond, Sinks, Strong, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—18.

The President *pro tem.* instructed the Sergeant-at arms to close the doors of the Senate chamber, and dispatch officers for absentees.

Mr. Wilkins of Fulton appeared within the bar of the Senate, and answered to his name.

Mr. Hitchcock moved that further proceedings under the call be dispensed with.

On which motion the yeas and nays were demanded, taken, and resulted—yeas 14, nays 2, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Beer, Entrekin, Harper, Hartshorn, Hitchcock, Horr, Moore, Mounts, Perkins, Pond, Sinks, Strong, and Wilkins of Tuscarawas—14.

Those who voted in the negative were—

Messrs. Carlisle and Hollingsworth—2

The President *pro tem.* announced no quorum voting.

The Sergeant at arms appeared within the bar of the Senate, and reported that he had brought into the Chamber two Senators.

Mr. Harper moved that the Senate adjourn.

On which motion the yeas and nays were demanded, taken, and resulted—yeas 11, nays 5, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Harper, Hartshorn, Hitchcock, Horr, Moore, Perkins, Pond, Strong, Van Cleaf, and Wilkins of Tuscarawas—11.

Those who voted in the negative were—

Messrs. Beer, Entrekin, Hollingsworth, Mounts, and Sinks—5.

So the motion was agreed to, and the Senate adjourned.

Attest:

J. C. DONALDSON, *Clerk.*

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WEDNESDAY, April 6, 1881—10 o'clock A.M.

The Senate met pursuant to adjournment.

The Journal was read and approved.

Mr. Pond presented the petition of John W. Tuller, and 700 other citizens of Washington county, praying for the passage of H. B. No. 572, by Mr. Moore, of Washington county.

Which was referred to the committee on Judiciary.

Bills were read the second time and referred as follows:

H. B. No. 856: To divide Rome township, in Lawrence county, Ohio, into two election precincts.

To committee on Privileges and Elections.

H. B. No. 842: To authorize the payment of advertised fees, or costs, debts or damages, in Guernsey county.

To committee on Claims.

H. B. No. 809: To amend section 1234 of the Revised Statutes of Ohio.

To committee on Library.

H. B. No. 717: Directing the trustees of Hopewell township, Perry county, Ohio, to levy a tax to build a township hall.

To committee on Finance.

H. B. No. 515: Authorizing the commissioners of Jefferson county to assist in the construction of a culvert therein named.

To committee on Roads and Highways.

H. B. No. 683: To amend section 6992 of the Revised Statutes of Ohio.

To committee on Medical Colleges and Societies.

H. B. No. 870: To authorize the commissioners of Monroe county to build a jail.

To committee on Public Expenditures.

H. B. No. 619: To transfer funds from dog tax fund to the Preble County Agricultural Society—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 13 nays 4, as follows:

Those who voted in the affirmative were—

Messrs. Carlisle, Cline, Harper, Horr, Kirby of Wyandot, Moore, Mounts, O'Hagan, Parker, Pringle, Sinks, Strong, and Wilkins of Fulton—13.

Those who voted in the negative were—

Messrs. Beer, Hollingsworth, Pond, and Richards—4.

The President *pro tem.* announced "no quorum voting," and directed the Clerk to again call the roll.

The yeas and nays were again taken, and resulted—yeas 14, nays 6, as follows:

Those who voted in the affirmative were—

Messrs. Carlisle, Cline, Harper, Horr, Kirby of Wyandot, Moore, Mounts, O'Hagan, Parker, Pringle, Saltzgeber, Sinks, Strong, and Wilkins of Fulton—14.

Those who voted in the negative were—

Messrs. Beer, Hartshorn, Hitchcock, Hollingsworth, Pond, and Richards—6.

So the bill, not having received a constitutional majority, was lost.

On motion of Mr. Sinks, the vote by which H. B. No. 649 was lost, was reconsidered, and said bill was laid upon the table.

The third reading of the following bills was informally passed:

H. B. No. 800: To authorize the transfer of funds arising from the tax on dogs in Union county, Ohio.

H. B. No. 407: To fix the aggregate of taxes which may be levied for certain purposes in cities of the second class having by the federal census of 1880, or by any succeeding federal census, a population of 20,729.

S. B. No. 300: To amend sections 1260, 1261, 1262, and 1263 of the Revised Statutes of Ohio.

H. B. No. 896: To authorize the commissioners of Champaign county, Ohio, to transfer funds from the tax on dogs to the Champaign County Agricultural Society.

Mr. Pond demanded a call of the Senate.

A call of the Senate was had, and the following Senators answered to their names:

Messrs. Beer, Carlisle, Cline, Harper, Hartshorn, Hitchcock, Horr, Hol-



lingsworth, Jackson, Kirby of Wyandot, Moore, Mounts, O'Hagan, Parker, Pond, Pringle, Richards, Saltzgaber, Sinks, Strong, Sullivan, Tyler, and Wilkins of Fulton—23.

The President *pro tem.* directed the Sergeant-at-Arms to close the doors of the Senate, and dispatch messengers for absentees.

Messrs. Beebe, Tyler, and Van Cleaf appeared within the bar of the Senate and answered to their names.

Mr Hollingsworth moved that further proceedings under the call be dispensed with.

On which motion the yeas and nays were demanded, taken, and resulted—yeas 14, nays 8, as follows:

Those who voted in the affirmative were—

Messrs. Beer, Carlisle, Harper, Hartshorn, Horr, Hollingsworth, Jackson, Kirby of Wyandot, O'Hagan, Pringle, Strong, Sullivan, Tyler, and Van Cleaf—14.

Those who voted in the negative were—

Messrs. Hitchcock, Moore, Mounts, Parker, Pond, Richards, Saltzgaber, and Wilkins of Fulton—8.

So the motion was agreed to.

Mr Hollingsworth moved to postpone the third reading of bills until 11:15 a m.

Which was agreed to.

The following bills were introduced and read the first time:

S. B. No. 435—Mr. Moore: To authorize certain townships to build railroads, and to lease or operate the same.

S. B. No. 436—Mr. Moore: To authorize certain townships to build railroads, and to lease or operate the same.

Mr. Beer submitted the following report:

The committee on Finance to whom was referred S. B. No. 423: To authorize cities of the second class, having a population of 8,410 by the last federal census, to erect buildings for manufacturing purposes—having had the same under consideration, report it back, and recommend its passage.

THOS. M. BEER,  
GEO. P. TYLER,

D. D. BEEBE,  
C. S. PARKER.

Said bill was ordered to be engrossed at the Clerk's desk, and read the third time.

Said bill was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 19, nays 5, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Beer, Carlisle, Cline, Harper, Horr, Hollingsworth, Jackson, Kirby of Wyandot, Moore, O'Hagan, Parker, Saltzgaber, Sinks, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—19.

Those who voted in the negative were—

Messrs. Hitchcock, Mounts, Pond, Richards, and Strong—5.

So the bill passed. The title was agreed to.

Mr. Tyler submitted the following report:

The committee on Benevolent institutions, to whom was referred a communication from the Governor appointing John Tod, of Cuyahoga county, Trustee of the Cleveland Asylum for Insane—having had the

same under consideration, report it back, and recommend that the Senate do advise and consent to said appointment.

R. A. HERR,	P. HITCHCOCK,
GEO. P. TYLER,	JOHN A. WILKINS.
J. L. MOUNTS,	

The question being on advising and consenting to said appointment, the yeas and nays were ordered, taken, and resulted—yeas 23, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Beer, Carlisle, Cline, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Kirby of Wyandot, Moore, Mounts, O'Hagan, Parker, Pond, Pringle, Richards, Saltzgaber, Sinks, Strong, Tyler, Van Cleaf, and Wilkins of Tuscarawas—23.

The Senate advised and consented to said appointment.

Mr. Mounts submitted the following report:

The committee on Benevolent Institutions, to whom was referred H. B. No. 782: To amend section 933 of the Revised Statutes of Ohio—having had the same under consideration, report it back, and recommend its passage.

P. HITCHCOCK,	R. A. HERR,
J. L. MOUNTS,	GEO. P. TYLER.
JOHN A. WILKINS,	

Said bill was ordered to be read the third time to-morrow.

Mr. Mounts submitted the following report:

The committee on Medical Colleges and Societies, to whom was referred H. B. No. 581—having had the same under consideration, report it back, with following amendment, and recommend its passage when so amended:

After the word "imprisoned," insert, "in the jail of the county where the conviction is had."

J. L. MOUNTS,	W. C. CLINE,
GEO. W. MOORE,	T. J. PRINGLE.

Said amendment was agreed to.

Said bill was ordered to be engrossed, and read the third time to-morrow.

Mr. Hollingsworth submitted the following report:

The committee on Privileges and Elections, to whom was referred H. B. No. 736: To amend section 1393 of the Revised Statutes of Ohio—having had the same under consideration, report it back and recommend its passage.

D. A. HOLLINGSWORTH,	B. W. CARLISLE,
LINDSEY KELLY,	M. H. KIRBY,
THOMAS J. CARRAN,	T. J. PRINGLE.

Said bill was ordered to be read the third time to-morrow.

Mr. Pringle submitted the following report:

The committee on Public Expenditures, to whom was referred H. B. No. 870: To authorize the commissioners of Morrow county to build a

jail—having had the same under consideration, report it back and recommend its passage.

D. A. HOLLINGSWORTH,      R. A. HERR,  
T. J. PRINGLE,                      C. S. PARKER.

Said bill was ordered to be read the third time to-morrow.

H. B. No. 258: To amend section 5394 of the Revised Statutes of Ohio—was informally passed.

H. B. No. 905: To transfer the surplus dog tax of Marion county to the Agricultural Society—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 20, nays 3, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Beer, Carlisle, Cline, Harper, Horr, Jackson, Kirby of Wyandot, Moore, Mounts, O'Hagan, Parker, Perkins, Pringle, Sinks, Strong, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—20.

Those who voted in the negative were—

Messrs. Hitchcock, Hollingsworth, and Pond—3.

So the bill passed. The title was agreed to.

H. B. No. 896: To authorize the commissioners of Champaign county, Ohio, to transfer funds raised from the tax on dogs to the Champaign County Agricultural Society—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 21, nays 4, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Beer, Carlisle, Cline, Harper, Horr, Jackson, Kirby of Wyandot, Moore, Mounts, O'Hagan, Parker, Perkins, Pringle, Saltzgaber, Sinks, Strong, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—21.

Those who voted in the negative were—

Messrs. Hitchcock, Hollingsworth, Pond, and Richards—4.

So the bill passed. The title was agreed to.

On motion of Mr. Sinks, H. B. No. 619 was taken from the table.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 19, nays 4, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Beer, Cline, Harper, Horr, Kirby of Wyandot, Moore, Mounts, O'Hagan, Parker, Perkins, Pringle, Saltzgaber, Sinks, Strong, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—19.

Those who voted in the negative were—

Messrs. Hitchcock, Hollingsworth, Pond, and Richards—4.

So the bill passed. The title was agreed to.

Mr. Pond moved to reconsider the vote by which said bill was passed.

On which motion the yeas and nays were demanded, taken, and resulted—yeas 3, nays 29, as follows:

Those who voted in the affirmative were—

Messrs. Hitchcock, Pond, and Richards—3.

Those who voted in the negative were—

Messrs. Beebe, Carlisle, Cline, Harper, Hartshorn, Horr, Hollingsworth, Jackson, Kirby of Wyandot, Moore, Mounts, O'Hagan, Parker, Perkins,

Pringle, Sinks, Strong, Tyler, Van Cleaf, and Wilkins of Tuscarawas—20.

So the motion was disagreed to.

S. B. No. 407: To fix the aggregate of taxes which may be levied for certain purposes in cities of the second class having by the federal census of 1880, or by any succeeding federal census, a population of 20,000—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 23, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Beer, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kirby of Wyandot, Moore, Mounts, O'Hagan, Parker, Perkins, Pond, Pringle, Richards, Sinks, Strong, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—23.

So the bill passed. The title was agreed to.

Mr. Van Cleaf submitted the following report:

The committee on Revision have examined, and found correctly engrossed, S. B. Nos. 349, 401, 372, and 300, and H. B. No. 901, 402.

A. R. VAN CLEAF,  
E. N. HARTSHORN,  
JOHN C. ENTICKIN.

H. B. No. 517: Amendatory of and supplementary to title 12 of the Revised Statutes of Ohio—was read the third time, and laid upon the table.

The third reading of H. B. No. 667: To pay a certain claim of Co. A, of the 6th Regiment, O. N. G., was informally passed.

H. B. No. 748: To provide for county solicitors in counties containing cities of the second grade, class first, being supplementary to chapter 10, title 8, part 1, of the Revised Statutes of Ohio, and to amend sections 845 and 2862 of said statutes—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken and resulted—yeas 20, nays 1, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Beer, Carlisle, Cline, Harper, Hartshorn, Hitchcock, Jackson, Kirby of Wyandot, Moore, Mounts, Perkins, Pond, Pringle, Richards, Sinks, Sullivan, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—20.

Mr. Strong voted in the negative.

So the bill passed. The title was agreed to.

H. B. No. 673: In relation to the codification of ordinances in cities of the third grade of the first class—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 24, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Beer, Carlisle, Cline, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kirby of Wyandot, Moore, Mounts, O'Hagan, Perkins, Pond, Pringle, Richards, Sinks, Strong, Sullivan, Tyler, Van Cleaf, and Wilkins of Fulton—24.

So the bill passed. The title was agreed to.

H. B. No. 402: Supplementary to section 1466, Revised Statutes, relating to control of cemeteries—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 23, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Bebe, Beer, Cline, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Kirby of Wyandot, Jackson, Moore, Mounts, O'Hagan, Perkins, Pond, Pringle, Richards, Sinks, Strong, Sullivan, Tyler, Van Cleaf, and Wilkins of Fulton—23.

So the bill passed. The title was agreed to.

H. B. No. 911: Making an appropriation to construct a culvert between locks number 28 and number 29, under the Miami and Erie canal, in Putnam county—was read the third time.

Mr. Hitchcock moved to refer said bill (H. B. No. 914) to a select committee of one, with instructions to amend as follows:

Insert after the word "necessary," in line 4, section 1, "to the protection and efficient navigation of the canal."

Which was disagreed to.

The question then being "Shall the bill pass?" the yeas and nays were ordered taken, and resulted—yeas 22, nays 2, as follows:

Those who voted in the affirmative were—

Messrs. Bebe, Beer, Carlisle, Cline, Harper, Hartshorn, Horr, Jackson, Kirby of Wyandot, Moore, Mounts, O'Hagan, Parker, Perkins, Pond, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—22.

Those who voted in the negative were—

Messrs. Hitchcock and Hollingsworth—2.

So the bill passed. The title was agreed to.

The third reading of H. B. No. 901: To amend section 2689 of the Revised Statutes of Ohio, as amended March 27, 1880, was informally passed.

On motion of Mr. Hartshorn, the Senate took a recess.

### THREE O'CLOCK P.M.

H. B. No. 591: To amend certain sections of subdivision 3, chapter 5, division 5, title 12, of the Revised Statutes of Ohio; also, to amend section 2141 of chapter 1, division 6, title 12, of the Revised Statutes of Ohio, as amended February 27, 1881 (Ohio Laws, vol. 77, page 33), and March 27, 1880 (Ohio Laws, vol. 77, page 89), and to repeal certain sections therein named—having been read the third time April 1, was taken up.

Mr. Pond moved to refer said bill (H. B. No. 591) to a select committee of one, with instructions to amend as follows:

1. Strike out all after the word "commissioner," in line 10, down to and including the word "election," in line 12.

2. Strike out all after the word "years," in line 13, down to and including the word "term," in line 18, and insert the following in lieu thereof: "And the first members of said board shall, immediately after the passage of this act, be appointed by the Governor, no more than two of whom shall belong to the same political party, one of whom shall be appointed for and serve for one year, one for two years, one for three years, and one for four years."

Which was agreed to.

The President *pro tem.* appointed Mr. Pond such committee, who reported the bill back amended as instructed.

The question then being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 24, nays 2, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Beer, Carlisle, Carran, Cline, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Horr, Kirby of Wyandot, Moore, Mounts, O'Hagan, Perkins, Pond, Richards, Sinks, Strong, Sullivan, Tyler, Wilkins of Fulton, and Wilkins of Tuscarawas—24.

Those who voted in the negative were—

Messrs. Parker, and Van Cleaf—2.

So the bill passed. The title has agreed to.

On motion of Mr. O'Hagan, the third reading of S. B. No. 401: To provide for straightening, clearing out, widening, deepening, and otherwise improving drains in Ottawa county, and State of Ohio—was informally passed.

S. B. No. 372: To amend section 338 of the Revised Statutes of Ohio—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 25, nays 1, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Beer, Carlisle, Cline, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Kirby of Wyandot, Moore, Mounts, O'Hagan, Perkins, Pond, Richards, Sinks, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—25.

Mr. Strong voted in the negative.

So the bill passed. The title was agreed to.

S. B. No. 349: To authorize railroad companies to construct, acquire, maintain, and operate telegraph lines for commercial purposes—was read the third time.

On motion of Mr. Wilkins of Tuscarawas, further consideration of said was postponed until to-morrow.

The following communication was received from the Governor:

STATE OF OHIO, EXECUTIVE DEPARTMENT,

COLUMBUS, April 5, 1881.

*To the Senate:*

I have the honor to nominate, and by and with the advice and consent of the Senate appoint, Theodore F. Davis, of Washington county, to be a Trustee of the Athens Asylum for the Insane, for the term of five years, beginning April 15, 1881;

Joseph K. Secor, of Lucas county, to be a Trustee of the Columbus Asylum for the Insane, for the term of five years, beginning April 15, 1881;

Charles M. Godfrey, of Putnam county, to be a Trustee of the Dayton Asylum for the Insane, for the term of five years, beginning April 14, 1881;

Harmon Austin, of Trumbull county, to be a Trustee of the Institution for the Blind, for the term of five years, beginning April 15, 1881;

Francis C. Sessions, of Franklin county, to be a Trustee of the Institu-

tion for the Deaf and Dumb, for the term of five years, beginning April 15, 1881 ;

Charles H. Grosvenor, of Athens county, to be a trustee of the Ohio Soldiers' and Sailors' Orphans' Home, for the term of five years, beginning April 15, 1881, and

Jonathan K. Rukenbrod, of Columbiana county, to be a trustee of the Institution for Feeble Minded Youth, for the term of five years, beginning April 14, 1881.

Very respectfully,

CHARLES FOSTER, *Governor*.

On motion of Mr. Hitchcock, said message was referred to the appropriate committee.

The following communication was received from the Governor :

STATE OF OHIO, EXECUTIVE DEPARTMENT,

COLUMBUS, April 5, 1881.

*To the Senate :*

I have the honor to nominate, and by and with the advice and consent of the Senate appoint, Joseph H. Geiger, of Franklin county, to be State Librarian, for the term of two years.

Very respectfully,

CHARLES FOSTER, *Governor*.

On motion of Mr. Van Cleaf, said message was referred to the committee on Library.

Mr. Strong submitted the following report :

The joint committee on Enrollment have examined, and found correctly enrolled, the following bills :

S. B. No. 317 : To authorize the city council of Mt. Vernon to issue bonds and borrow money for the erection of a building for the use of said city.

S. B. No. 324 : To authorize the council of the city of Delaware to issue bonds for the purpose of completing, heating, and furnishing a public hall building in said city.

S. B. No. 248 : To amend section 710 of the Revised Statutes of Ohio.

House Sub for S. B. No. 346 : To authorize the construction of avenues in counties containing a city of the second grade of the second class.

S. B. No. 415 : To enable the commissioners of Pickaway county to construct a temporary bridge or ferry.

S. B. No. 343 : To authorize a special term of district court, in Jackson county, Ohio.

S. B. No. 367 : To authorize certain cities to construct machine shops, and issue bonds therefor.

J. K. POLLARD,  
GEO. W. MOORE,  
JOHN F. LOCKE,  
JOHN HARDY,  
W. T. WALLACE,

L. M. STRONG,  
H. R. SMITH,  
C. R. HARMON,  
J. L. CORYELL.

## MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President :*

The Speaker of the House of Representatives has, in the presence of the House, signed the following bills and joint resolution:

Messrs. Beer, Carran, Cline, Entrekin, Fleischmann, Harper, Hitch-S. B. No. 415: To enable the commissioners of Pickaway county to construct a temporary bridge or ferry.

H. Sub. for S. B. No. 346: To authorize the construction of avenues in counties containing a city of the second grade of the second class.

S. B. No. 343: To authorize a special term of the district court in Jackson county, Ohio.

S. B. No. 317: To authorize the city council of Mt. Vernin to issue bonds and borrow money for the erection of a building for the use of said city.

S. B. No. 367: To authorize certain cities to construct machine shops, and issue bonds therefor.

S. B. No. 248: To amend section 710 and to repeal section 715 of the Revised Statutes of Ohio.

S. B. No. 324: To authorize the council of the city of Delaware to issue bonds for the purpose of completing, heating, and furnishing a public hall building in said city.

H. B. No. 544: To amend section 4162 of the Revised Statutes of Ohio.

H. B. No. 615: To authorize certain bondsmen of John D. Patterson to bring suit against certain other bondsmen.

H. B. No. 762: To amend section 7657 of the Revised Statutes of Ohio.

H. B. No. 907: To annex other territory to a special school district in Millville, Hocking county, Ohio, created by a special act, passed April 14th, 1877.

H. J. R. No. 122: Providing the Inspector of Mines with certain instruments for the use of his office.

Attest:

D. J. EDWARDS, *Clerk.*

The President *pro tem.* of the Senate, in the presence of the Senate signed said bills and joint resolution.

## MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President :*

The House of Representatives has concurred in the passage of the following bill:

S. B. No. 328: To authorize the council of the city of Steubenville to issue bonds to complete the twenty-inch water main and connections in said city.

Attest:

D. J. EDWARDS, *Clerk.*



MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has indefinitely postponed the following bills:

S. B. No. 374: To authorize the commissioners of Lawrence county, Ohio, to transfer funds from tax on dogs to the Agricultural Society of Lawrence county, to pay its indebtedness.

Attest:

D. J. EDWARDS, *Clerk*.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has adopted the following joint resolution, in which the concurrence of the Senate is requested:

Sub. for H. J. R. No. 68—Mr. Tyler of Wyandot: Proposing amendments to the Constitution, and providing for their submission to the people of Ohio on the second Tuesday of October, A. D. 1881.

Attest:

D. J. EDWARDS, *Clerk*.

Mr. Eggleston moved to refer said resolution to the committee on Corporations other than Municipal.

On which motion the yeas and nays were demanded, taken, and resulted—yeas 15, nays 14, as follows:

Those who voted in the affirmative were—

Messrs. Carlisle, Carran, Eggleston, Entrekin, Fleischmann, Jackson, Kirby of Wyandot, Moore, Mounts, Parker, Saltzgaber, Sullivan, Tyler, Wilkins of Fulton, and Wilkins of Tuscarawas—15.

Those who voted in the negative were—

Messrs. Beebe, Cline, Hartshorn, Hitchcock, Horr, Hollingsworth, O'Hagan, Perkins, Pond, Pringle, Richards, Sinks, Strong, and Van Cleaf—14.

So the motion was agreed to.

S. J. R. No. 61: Providing for the removal of portraits from the rotunda—was taken up.

Mr. Carlisle moved to amend said resolution by adding after the word "place" the words "to be selected by the Adjutant-General."

Which was disagreed to.

The question being on the adoption of said resolution, the yeas and nays were ordered taken, and resulted—yeas 12, nays 17, as follows:

Those who voted in the affirmative were—

Messrs. Carlisle, Eggleston, Entrekin, Kirby of Wyandot, Moore, O'Hagan, Pringle, Sinks, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—12.

Those who voted in the negative were—

Messrs. Beer, Carran, Cline, Fleischmann, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Mounts, Parker, Perkins, Pond, Richards, Saltzgaber, and Strong—17.

So the resolution failed of adoption.

Mr. Hitchcock, from a select committee of one, to whom was referred S. J. R. No. 56, with leave to report at any time, reported back said resolution, with the recommendation that it be adopted.

The question being on the adoption of said resolution, the yeas and nays were ordered, taken, and resulted—yeas 20, nays 8, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Beer, Carran, Cline, Eggleston, Entrekin, Fleischmann, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Moore, Mounts, Perkins, Pond, Pringle, Richards, Sinks, and Strong—20.

Those who voted in the negative were—

Messrs. Carlisle, Kirby of Wyandot, O'Hagan, Parker, Saltzgaber, Tyler, Wilkins of Fulton and Wilkins of Tuscarawas—8.

So the resolution failed of adoption.

Mr. Pond moved to reconsider the vote by which said resolution failed.

On which motion the yeas and nays were demanded, taken and resulted—yeas 21, nays 4, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Beer, Carran, Cline, Eggleston, Entrekin, Fleischmann, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Moore, Mounts, Perkins, Pond, Pringle, Richards, Sinks, Strong, and Van Cleaf—21.

Those who voted in the negative were—

Messrs. Carlisle, Kirby of Wyandot, O'Hagan, and Parker—4.

So the motion was agreed to.

Mr. Pond moved to refer the resolution to a select committee of one.

Which was agreed to.

The President *pro tem.* appointed Mr. Pond such select committee.

Mr. Entrekin submitted the following report:

The committee on Revision have examined, and found correctly engrossed H. B. No. 897.

JOHN C. ENTREKIN,  
A. R. VAN CLEAF,  
E. N. HARTSHORN.

On motion of Mr. Beer, H. B. No. 897 was taken from the table.

Said bill was read the third time.

Mr. Beer moved to refer said bill (H. B. No. 897) to a select committee of one, with instructions to amend as follows:

Insert after line 185: "For construction of water works, no contract for the expenditure of which, or any part thereof, shall be entered into, except upon terms which will secure completion of the same without further appropriation, seventeen thousand dollars."

Which was agreed to.

The President *pro tem.* appointed Mr. Beer such committee, who reported the bill back amended as instructed.

Mr. Tyler moved to refer said bill (H. B. No. 897) to a select committee of one, with instructions to amend as follows:

Strike out all of line 13.

On which motion the yeas and nays were demanded, taken, and resulted—yeas 14, nays 8, as follows:

Those who voted in the affirmative were—

Messrs. Beer, Cline, Entrekin, Harper, Hitchcock, Hollingsworth, Kirby of Wyandot, Mounts, Parker, Pringle, Richards, Strong, Tyler, and Wilkins of Tuscarawas—14.

Those who voted in the negative were—

Messrs. Beebe, Carlisle, Horr, Moore, O'Hagan, Perkins, Pond, and Sullivan—8.

So the motion was agreed to.

The President *pro tem.* appointed Mr. Tyler such committee, who reported the bill back amended as instructed.

Mr. Pond moved to refer said bill (H. B. No. 897) to a select committee of one, with instructions to amend as follows:

Insert after the word "dollars," in line 11 the words "For store-house, four thousand dollars."

On which motion the yeas and nays were demanded, taken, and resulted—yeas 8, nays 15 as follows:

Those who voted in the affirmative were—

Messrs Beebe, Carran, Eggleston, Mounts, O'Hagan, Pond, Richards, and Sullivan—8.

Those who voted in the negative were—

Messrs. Beer, Carlisle, Hartshorn, Hollingsworth, Jackson, Kirby of Wyandot, Moore, Parker, Perkins, Pringle, Strong, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—15.

So the motion was disagreed to.

Mr. Wilkins of Tuscarawas moved to refer said bill (H. B. No. 897) to a select committee of one, with instructions to amend as follows:

After line 114 add the following: "For printing the proceedings of the convention of the blind people, to be expended under the supervision of the Superintendent, two hundred dollars."

Which was agreed to.

The President *pro tem.* appointed Mr. Wilkins such committee, who reported the bill back amended as instructed.

Mr. Hitchcock moved to refer said bill (H. B. No. 897) to a select committee of one, with instructions to amend as follows:

In line 38 strike out all after "grading," and insert "and fencing, three thousand dollars."

On which motion the yeas and nays were demanded, taken, and resulted—yeas 20, nays 3, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Beer, Carlisle, Carran, Harper, Hartshorn, Hitchcock, Kirby of Wyandot, Moore, Mounts, Parker, Perkins, Pond, Richards, Sinks, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—20.

Those who voted in the negative were—

Messrs. Hollingsworth, Pringle, and Strong—3.

So the motion was agreed to.

The President *pro tem.* appointed Mr. Hitchcock such committee, who reported the bill back amended as instructed.

Mr. Carran moved to refer said bill (H. B. No. 897) to a select committee of one, with instructions to amend as follows:

After line 233 add: "For the purchase of forty acres of land from Geo. E. Howe, eight hundred dollars."

Mr. Carlisle moved to amend the instructions by striking out "eight hundred" and inserting "six hundred" in lieu thereof.

On which motion the yeas and nays were demanded, taken, and resulted—yeas 21, nays 5, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Carlisle, Carran, Eggleston, Entekin, Fleischmann, Harper, Hitchcock, Horr, Hollingsworth, Jackson, Kirby of Wyandot, Moore, Mounts, Perkins, Pond, Pringle, Richards, Sinks, Strong, and Sullivan—21.

Those who voted in the negative were—

Messrs. Beer, Hartshorn, O'Hagan, Parker, and Van Cleaf—5.

So the motion was agreed to.

The question recurring on the motion to refer said bill to a select committee of one, the yeas and nays were demanded, taken, and resulted—yeas 15, nays 15, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Carlisle, Carran, Eggleston, Entrekin, Fleischmann, Hitchcock, Horr, Jackson, Mounts, Perkins, Pond, Richards, Sinks, and Sullivan—15.

Those who voted in the negative were—

Messrs. Atkinson, Beer, Cline, Hartshorn, Hollingsworth, Kirby of Wyandot, Moore, O'Hagan, Parker, Pringle, Strong, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—15.

So the motion was disagreed to.

Mr. Hitchcock moved to refer said bill (H. B. No. 897) to a select committee of one, with instructions to amend as follows:

Strike out the of line 81 the words: "and in addition, thirty thousand dollars."

Mr. Pond moved to amend the instructions by striking out "thirty" and inserting "fifteen" in lieu thereof.

On which motion the yeas and nays were taken, and resulted—yeas 12, nays 16, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Hartshorn, Hitchcock, Kirby of Wyandot, Moore, Parker, Perkins, Pond, Pringle, Sinks, and Sullivan—12.

Those who voted in the negative were—

Messrs. Beebe, Carlisle, Carran, Creamer, Eggleston, Entrekin, Fleischmann, Harper, Horr, Mounts, O'Hagan, Richards, Tyler, Van Cleaf, Wilkins of Fulton, Wilkins of Tuscarawas—16.

So the motion was not agreed to.

Mr. Eggleston demanded a call of the Senate.

A call of the Senate was had, and the following Senators answered to their names:

Messrs. Atkinson, Beebe, Beer, Carlisle, Carran, Cline, Creamer, Eggleston, Entrekin, Fleischmann, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kirby of Wyandot, Moore, Mounts, O'Hagan, Parker, Perkins, Pond, Pringle, Richards, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—33.

On motion of Mr. Horr, further proceedings under the call were dispensed with.

The question recurring on the motion to refer said bill to a select committee of one, with instructions to amend, Mr. Horr moved to amend the instructions by striking out "thirty," and inserting "twenty" in lieu thereof.

Which was agreed to.

The question recurring on the motion to refer said bill to a select committee of one, the yeas and nays were demanded, taken, and resulted—yeas 27, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Beer, Carlisle, Carran, Cline, Creamer, Eggle-

ton, Entrekin, Fleischmann, Harper, Hartshorn, Horr, Hollingsworth, Jackson, Kirby of Wyandot, Moore, Mounts, O'Hagan, Perkins, Richards, Sinks, Strong, Sullivan, Tyler, Van Cleaf, and Wilkins of Tuscarawas—27.

So the motion was agreed to.

The President *pro tem.* appointed Mr. Hitchcock such committee, who reported the bill back amended as instructed.

Mr. Carran moved to reconsider the vote by which his motion to refer said bill to a select committee of one, with instructions to insert after line 233 "for the purchase of forty acres of land from Geo. E. Howe, \$800" was disagreed to.

On which motion the yeas and nays were demanded, taken, and resulted—yeas 18, nays 11, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Carlisle, Carran, Eggleston, Entrekin, Fleischmann, Hartshorn, Hitchcock, Horr, Jackson, Kirby of Wyandot, Mounts, Perkins, Pond, Richards, Sinks, and Wilkins of Tuscarawas—18.

Those who voted in the negative were—

Messrs. Cline, Creamer, Harper, Hollingsworth, Moore, Pringle, Strong, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—11.

So the motion was agreed to.

The question then being on the motion to refer said bill to a select committee of one, the yeas and nays were demanded, taken, and resulted—yeas 15, nays 11, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Carlisle, Carran, Cline, Eggleston, Fleischmann, Hitchcock, Horr, Jackson, Mounts, Perkins, Pond, Richards, Sinks, and Wilkins of Tuscarawas—15.

Those who voted in the negative were—

Messrs. Creamer, Harper, Hollingsworth, Kirby of Wyandot, Moore, Parker, Pringle, Strong, Sullivan, Van Cleaf, and Wilkins of Fulton—11.

So the motion was agreed to.

The President *pro tem.* appointed Mr. Carran such committee, who reported the bill back amended as instructed.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 25, nays 2, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Beer, Carlisle, Carran, Cline, Eggleston, Entrekin, Fleischmann, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Moore, Mounts, Parker, Perkins, Pond, Pringle, Richards, Strong, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—25.

Those who voted in the negative were—

Messrs. Hollingsworth and Kirby of Wyandot—2.

So the bill passed. The title was agreed to.

Mr. Van Cleaf, on leave, submitted the following report:

The committee on Library, to whom was referred H. B. No 809: To amend section 1284 of the Revised Statutes of Ohio—having had the

same under consideration, report it back, with following amendments, and recommend its passage when so amended:

In line 15, section 1, strike out the word "thirteen," and insert "fourteen."

A. R. VAN CLEAF,  
R. G. RICHARDS.

The question being on agreeing to said amendment, the yeas and nays were demanded, taken, and resulted—yeas 15, nays 13, as follows:

Those who voted in the affirmative were—

Messrs. Beer, Cline, Harper, Jackson, Kirby of Wyandot, Perkins, Pond, Pringle, Richards, Sinks, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—15.

Those who voted in the negative were—

Messrs. Beebe, Carlisle, Carran, Creamer, Entrekin, Hartshorn, Hitchcock, Horr Hollingsworth, Moore, Mounts, Parker, and Strong—13.

Said amendment was agreed to.

Said bill was ordered to be engrossed, and read the third time to-morrow.

The President appointed Messrs. Perkins and Atkinson, on the part of the Senate, on the committee under H. J. R. No. 110.

Mr. Carlisle moved that the Senate take a recess until to-morrow morning at 10 o'clock.

On which motion the yeas and nays were demanded, taken and resulted—yeas 23, nays 7, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Beer, Carlisle, Carran, Cline, Creamer, Entrekin, Fleischmann, Harper, Hartshorn, Hitchcock, Horr, Jackson, Moore, Mounts, O'Hagan, Pond, Pringle, Richards, Saltzgaber, Sinks, Strong—23.

Those who voted in the negative were—

Messrs. Kirby of Wyandot, Parker, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—7.

So the motion was agreed to, and the Senate took a recess until 10 o'clock a.m. to-morrow.

Attest:

J. C. DONALDSON, *Clerk*.

THURSDAY, April 7, 1881—10 O'CLOCK A.M.

The Journal was read and approved.

Mr. Eggleston presented the petition of John G. Lindsley, and 37 other citizens of Madisonville, Hamilton county, on the line of the Marietta railroad, remonstrating against the passage of H. B. No. 572.

Which was referred to the committee on Judiciary.

Mr. Entrekin presented the remonstrance of Cyrus Noble, and 175 other citizens of Highland county, against the passage of H. B. No. 572.

Which was referred to the committee on Judiciary.

Mr. Entrekin presented the remonstrance of C. S. Bell, and 80 other citizens of Highland county, against the passage of H. B. No. 572, for the condemnation of the Marietta & Cincinnati Railroad.

Which was referred to the committee on Judiciary.

Mr. Entrekin presented the remonstrance of Theodore Doty, and 225 other citizens of Ross county against the passage of H. B. No. 572, to condemn a portion of the Marietta and Cincinnati Railroad.

Which was referred to the committee on Judiciary.

Mr. Entrekin presented the remonstrance of John Tomlinson, and 450 other citizens of Ross county, protesting against the passage of H. B. No. 572.

Which was referred to the committee on Judiciary.

Mr. Entrekin presented the remonstrance of the city council of the city of Chillicothe, Ross county, against the passage of H. B. No. 572.

Which was referred to the committee on Judiciary.

Mr. Creamer presented the remonstrance of F. A. Wilson, and 71 other citizens of Clinton county, against the passage of H. B. No. 572.

Which was referred to the committee on Judiciary.

Mr. Mounts presented the remonstrance of C. M. Ayres, and 45 other citizens of Clermont and Warren counties, against the passage of H. B. No. 572.

Which was referred to the committee on Judiciary.

Mr. Hitchcock presented the petition of W. H. Turney, and 158 other citizens of Lake county, asking the passage of S. B. No. 352, relating to railroad crossings.

Which was referred to the committee on Railroads, Turnpikes, and Telegraphs.

Mr. Beebe presented the petition of R. & E. T. Waite, and 102 other citizens of Lucas county, asking for passage of S. B. No. 352.

Which was referred to the committee on Railroads, Turnpikes, and Telegraphs.

Mr. Beebe presented the petition of Wm. Grogan, and 40 other citizens of Lucas county, asking for passage of S. B. No. 352.

Which was referred to the committee on Railroads, Turnpikes, and Telegraphs.

Mr. Beebe presented the petition of C. E. Ellis, and 5 other citizens of Ohio, asking for passage of S. B. No. 352.

Which was referred to the committee on Railroads, Turnpikes, and Telegraphs.

Mr. Beebe presented the petition of J. W. Chapman, and 29 other citizens of Lorain county, asking for the passage of S. B. No. 352.

Which was referred to the committee on Railroads, Turnpikes, and Telegraphs.

Mr. Beebe presented the petition of R. C. Dewitt, and 17 other citizens of Lorain county, asking for passage of S. B. No. 352.

Which was referred to the committee on Railroads, Turnpikes, and Telegraphs.

Mr. Beer presented the petition of Wm. Beabout, and 12 other citizens of Ashland county, asking for new school district in Ruggles township, Ashland county, Ohio.

Which was referred to the committee on Schools and School Lands.

Mr. Wilkins of Fulton offered the following joint resolution:

S. J. R. No. 84: *Be it resolved by the General Assembly of the State of Ohio, That the General Assembly adjourn sine die on Friday, April 15, 1881, at 9 o'clock a.m.*

Mr. Eggleston moved to refer the resolution to the committee on Finance.

On which motion the yeas and nays were demanded, taken, and resulted—yeas 15, nays 16, as follows:

Those who voted in the affirmative were—

Messrs. Beer, Cline, Creamer, Eggleston, Entrekin, Hartshorn, Hitchcock, Mounts, Perkins, Pollard, Pond, Pringle, Saltzgaber, Sinks, and Strong—15.

Those who voted in the negative were—

Messrs. Carran, Harper, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, O'Hagan, Parker, Sullivan, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—16.

So the motion was disagreed to.

The question being on the adoption of the resolution, Mr. Sinks moved to amend, by striking out "Friday, the 15th," and inserting "Monday, the 18th."

Mr Carran moved to lay the resolution and amendment on the table.

On which motion the yeas and nays were demanded, taken, and resulted—yeas 13, nays 16, as follows:

Those who voted in the affirmative were—

Messrs. Beer, Carran, Cline, Eggleston, Entrekin, Hartshorn, Jackson, Moore, Perkins, Pollard, Pond, Pringle, and Strong—13.

Those who voted in the negative were—

Messrs. Creamer, Entrekin, Fleischmann, Harper, Hitchcock, Horr, Hollingsworth, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Mounts, O'Hagan, Sinks, Sullivan, and Wilkins of Fulton—16.

So the motion was disagreed to.

The question recurring on the motion to amend the resolution, the yeas and nays were demanded, taken and resulted—yeas 13, nays 14, as follows:

Those who voted in the affirmative were—

Messrs. Cline, Creamer, Fleischmann, Horr, Jackson, Kirby of Hamilton, Marriott, Mounts, Perkins, Pond, Pringle, Sinks, and Van Cleaf—13.

Those who voted in the negative were—

Messrs. Beer, Carlisle, Harper, Hartshorn, Hitchcock, Hollingsworth, Kelly, Kirby of Wyandot, Moore, O'Hagan, Parker, Pollard, Strong, and Wilkins of Fulton—14.

So the motion was disagreed to.

The question then being on the adoption of the resolution, the yeas and nays were ordered, taken, and resulted—yeas 18, nays 6, as follows:

Those who voted in the affirmative were—

Messrs. Beer, Carlisle, Creamer, Entrekin, Harper, Hitchcock, Horr, Hollingsworth, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Parker, Pollard, Pringle, Strong, Van Cleaf, and Wilkins of Fulton—18.



Those who voted in the negative were—  
Messrs. Carran, Cline, Eggleston, Hartshorn, Moore, and Sinks—6.  
So the resolution, not having received a constitutional majority, failed of adoption.

Bills were read the second time, as follows:

S. B. No. 432: To authorize certain townships to build railroads, and to lease or operate the same.

Said bill was ordered to be engrossed, and read the third time tomorrow.

S. B. No. 433: To authorize certain townships to build railroads, and to lease or operate the same.

Said bill was ordered to be engrossed, and read the third time tomorrow.

S. B. No. 434: To authorize certain townships to build railroads, and to lease or operate the same.

Said bill was ordered to be engrossed, and read the third time tomorrow.

S. B. No. 435: To authorize certain townships to build railroads, and to lease or operate the same.

Said bill was ordered to be engrossed, and read the third time tomorrow.

S. B. No. 436: To authorize certain townships to build railroads, and to lease or operate the same.

Said bill was ordered to be engrossed, and read the third time tomorrow.

Mr. Van Cleaf submitted the following report:

The committee on Revision have examined, and found correctly engrossed H. B. Nos. 581 and 809.

A. R. VAN CLEAF,  
A. R. CREAMER,  
F. M. MARRIOTT.

H. B. No. 860: To authorize the transfer of funds arising from tax on dogs in Union county, Ohio—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 19, nays 5, as follows:

Those who voted in the affirmative were—

Messrs. Beer, Carlisle, Cline, Creamer, Entrekin, Fleischmann, Harper, Hartshorn, Jackson, Kirby of Wyandot, Moore, Mounts, O'Hagan, Pollard, Pringle, Saltzgaber, Sinks, Strong, and Van Cleaf—19.

Those who voted in the negative were—

Messrs. Carran, Hitchcock, Hollingsworth, Kirby of Hamilton, and Pond—5.

So the bill passed. The title was agreed to.

S. B. No. 300: To amend sections 1260, 1261, 1262, and 1263 of the Revised Statutes of Ohio—was read the third time.

Mr. Beer moved to refer said bill to the committee on Judiciary.

On which motion the yeas and nays were demanded, taken, and resulted—yeas 15, nays 14, as follows:

Those who voted in the affirmative were—

Messrs. Beer, Carran, Cline, Creamer, Eggleston, Entrekin, Hitchcock, Horr, Hollingsworth, Kelly, Kirby of Hamilton, Moore, Pollard, Pringle, and Strong—15.

Those who voted in the negative were—

Messrs. Atkinson, Carlisle, Harper, Hartshorn, Jackson, Kirby of Wyandot, Marriott, Mounts, O'Hagan, Parker, Sinks, Sullivan, Van Cleaf, and Wilkins of Tuscarawas—14.

So the motion was agreed to.

H. B. No. 258: To amend section 5394 of the Revised Statutes of Ohio—having been read the third time February 2, was taken up.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 13, nays 15, as follows:

Those who voted in the affirmative were—

Messrs. Carran, Creamer, Eggleston, Entrekin, Hartshorn, Hollingsworth, Jackson, Kirby of Wyandot, O'Hagan, Parker, Sinks, Van Cleaf, and Wilkins of Tuscarawas—13.

Those who voted in the negative were—

Messrs. Atkinson, Beer, Carlisle, Cline, Harper, Hitchcock, Kelly, Marriott, Moore, Mounts, Perkins, Pollard, Pringle, Strong, and Wilkins of Fulton—15.

So the bill, having failed to receive a constitutional majority, was lost.

H. B. No. 667: To pay certain claims of Company A, Sixth Regiment, O. N. G.—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 29, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carlisle, Carran, Cline, Creamer, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pond, Pringle, Sinks, Strong, Sullivan, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—29.

So the bill passed. The title was agreed to.

H. B. No. 901: To amend section 2689 of the Revised Statutes of Ohio, as amended March 27, 1880—was read the third time.

On motion of Mr. Carran, said bill was referred to a select committee of one, Mr. Carran.

The third reading of S. B. No. 401: To provide for straightening, clearing out, widening, deepening, and otherwise improving drains in Ottawa county, and State of Ohio—was informally passed.

H. B. No. 809: To amend section 1284 of the Revised Statutes of Ohio—was read the third time.

Mr. Hollingsworth moved to refer said bill (H. B. No. 809) to a select committee of one, with instructions to amend as follows:

In line 15 strike out "fourteen hundred" and insert in lieu thereof "one thousand;" and in line 16 strike out "twelve hundred" and insert in lieu thereof "one thousand."

On which motion the yeas and nays were demanded, taken, and resulted—yeas 12, nays 15, as follows:

Those who voted in the affirmative were—

Messrs. Beer, Cline, Eggleston, Hitchcock, Horr, Hollingsworth, Kelly, Kirby of Hamilton, Kirby of Wyandot, Perkins, Sinks, and Strong—12.

Those who voted in the negative were—

Messrs. Carlisle, Carran, Fleischmann, Harper, Hartshorn, Jackson,

Marriott, Moore, Mounts, O'Hagan, Parker, Pollard, Pond, Sullivan, Van Cleaf, and Wilkins of Fulton—15

So the motion was disagreed to.

Mr. Hollingsworth moved to refer said bill (H. B. No. 809) to a select committee of one, with instructions to amend as follows:

In lines 37 and 38 strike out the words "thirteen hundred dollars," and insert in lieu thereof "fifteen hundred dollars."

Which was agreed to.

The President *pro tem.* appointed Mr. Hollingsworth such committee, who reported the bill back amended as instructed.

Mr. Horr moved to refer said bill (H. B. No. 809) to a select committee of one, with instructions to amend as follows:

Strike out in line 9 "three thousand" and insert "four thousand."

Mr. Jackson moved to amend the instructions by striking out "four" and inserting "six" in lieu thereof.

On which motion the yeas and nays were demanded, taken, and resulted—yeas 6, nays 23, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Carran, Fleischmann, Jackson, Marriott, and Wilkins of Fulton—6.

Those who voted in the negative were—

Messrs. Beer, Carlisle, Cline, Creamer, Entrekin, Harper, Hartshorn, Horr, Hollingsworth, Kelly, Kirby of Hamilton, Kirby of Wyandot, Moore, Mounts, O'Hagan, Perkins, Pollard, Pond, Saltzgaber, Sinks, Strong, Van Cleaf, and Wilkins of Tuscarawas—23.

So the motion was disagreed to.

Mr. Jackson moved to amend the instructions by striking out "four" and inserting "five."

On which motion the yeas and nays were demanded, taken, and resulted—yeas 8, nays 21, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Carran, Fleischmann, Jackson, Marriott, Parker, Pond, and Wilkins of Fulton—8.

Those who voted in the negative were—

Messrs. Carlisle, Cline, Creamer, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Kelly, Kirby of Hamilton, Kirby of Wyandot, Moore, Mounts, O'Hagan, Perkins, Pollard, Saltzgaber, Sinks, Sullivan, Van Cleaf, and Wilkins of Tuscarawas—21.

So the motion was disagreed to.

Mr. Carran moved to amend the instructions by striking out "four thousand" and inserting "forty-five hundred."

On which motion the yeas and nays were demanded, taken, and resulted—yeas 12, nays 18, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carran, Eggleston, Fleischmann, Jackson, Marriott, Moore, Pond, Sinks, Wilkins of Fulton, and Wilkins of Tuscarawas—12.

Those who voted in the negative were—

Messrs. Carlisle, Cline, Creamer, Entrekin, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Kelly, Kirby of Hamilton, Kirby of Wyandot, Mounts, O'Hagan, Perkins, Pollard, Sullivan, and Van Cleaf—18.

So the motion was disagreed to.

The question recurring on the motion to refer said bill to a select com-

mittee of one, the yeas and nays were demanded, taken, and resulted—yeas 10, as follows:

Those who voted in the affirmative were—

Messrs. Carran, Cline, Eggleston, Entrekin, Fleischmann, Horr, Hollingsworth, Jackson, Kirby of Hamilton, Marriott, Moore, Mounts, Perkins, Pollard, Pond, Sinks, and Wilkins of Fulton—17.

Those who voted in the negative were—

Messrs. Carlisle, Creamer, Harper, Hartshorn, Hitchcock, Kelly, Kirby of Wyandot, O'Hagan, Sullivan, and Van Cleaf—10.

So the motion was agreed to.

The President *pro tem.* appointed Mr. Horr such committee, who reported the bill back amended as instructed.

Mr. Hollingsworth moved to refer said bill (H. B. No. 809) to a select committee of one, with instructions to amend as follows:

Strike out all after the word "dollars," in line 32, to and including the word "dollars" where it first occurs in line 33.

Also, strike out all of line 34 before the word "commissioner."

Which was agreed to.

The President *pro tem.* appointed Mr. Hollingsworth such committee, who reported the bill back amended as instructed.

Mr. Sinks moved to refer (H. B. No. 897) to a select committee of one, with instructions to amend as follows:

Strike out the first word "two," in line 36, and insert in lieu thereof the word "three."

On which motion the yeas and nays were demanded, taken, and resulted—yeas 4, nays 18, as follows:

Those who voted in the affirmative were—

Messrs. Carran, Mounts, Pond, Sinks—4.

Those who voted in the negative were—

Messrs. Beer, Carlisle, Cline, Creamer, Entrekin, Harper, Hartshorn, Hitchcock, Horr, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, O'Hagan, Sullivan, Van Cleaf, and Wilkins of Tuscarawas—18.

So the motion was disagreed to.

On motion of Mr. Jackson, the Senate took a recess.

### THREE O'CLOCK P.M.

The question recurring on the passage of H. B. No. 809—

Mr. Pond moved to refer said bill (H. B. No. 809) to a select committee of one, with instructions to amend as follows:

In line 15, of section 1, strike out the word "fourteen," and insert "fifteen."

Which was agreed to.

The President *pro tem.* appointed Mr. Pond such committee, who reported the bill back amended as instructed.

The question then being "Shall the bill pass?" the yeas and nays were ordered, taken and resulted—yeas 17, nays 7, as follows:

Those who voted in the affirmative were—

Messrs. Beer, Carran, Cline, Eggleston, Entrekin, Harper, Hartshorn, Horr, Jackson, Kirby of Wyandot, Moore, Mounts, Perkins, Pollard, Pond, Sinks, and Sullivan—17.

Those who voted in the negative were—

Messrs. Creamer, Hitchcock Hollingsworth, Kelly, Pringle, Strong, and Wilkins of Fulton—7.

So the bill, not having received a constitutional majority, was lost.

H. B. 870: To authorize the commissioners of Morrow county to build a jail—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 25, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beer, Carlisle, Cline, Eggleston, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pollard, Pond, Pringle, Sinks, Strong, Sullivan—25.

So the bill passed. The title was agreed to.

H. B. No. 581: To amend section 7035 of the Revised Statutes of Ohio—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 25, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carlisle, Cline, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Horr, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pollard, Pringle, Sinks, Strong, Sullivan, and Van Cleaf—25.

So the bill passed. The title was agreed to.

H. B. No. 736: To amend sections 2923 and 2933 of the Revised Statutes—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 28, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carlisle, Carran, Cline, Creamer, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Kelly, Kirby of Wyandot, Moore, Mounts, O'Hagan, Perkins, Pollard, Pond, Pringle, Sinks, Strong, Sullivan, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—28.

So the bill passed. The title was agreed to.

H. B. No. 782: To amend section 938 of the Revised Statutes of Ohio—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 27, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carlisle, Carran, Cline, Creamer, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Hollingsworth, Kelly, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Pollard, Pond, Pringle, Sinks, Strong, Sullivan, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—27.

So the bill passed. The title was agreed to.

The following bills were introduced and read the first time:

S. B. No. 437—Mr. Kelly: For the relief of W. C. Eakins, late treasurer of Green township, in Scioto county, Ohio.

Mr. Kelly moved that the constitutional rule requiring bills to be read on three different days be dispensed with, that said bill (S. B. No. 437) may be read the second time by its title.

mittee of one, the yeas and nays were demanded, taken, and resulted—yeas 17, nays 10, as follows:

Those who voted in the affirmative were—

Messrs. Carran, Cline, Eggleston, Entrekin, Fleischmann, Horr, Hollingsworth, Jackson, Kirby of Hamilton, Marriott, Moore, Mounts, Perkins, Pollard, Pond, Sinks, and Wilkins of Fulton—17.

Those who voted in the negative were—

Messrs. Carlisle, Creamer, Harper, Hartshorn, Hitchcock, Kelly, Kirby of Wyandot, O'Hagan, Sullivan, and Van Cleaf—10.

So the motion was agreed to.

The President *pro tem.* appointed Mr. Horr such committee, who reported the bill back amended as instructed.

Mr. Hollingsworth moved to refer said bill (H. B. No. 809) to a select committee of one, with instructions to amend as follows:

Strike out all after the word "dollars," in line 32, to and including the word "dollars" where it first occurs in line 33.

Also, strike out all of line 34 before the word "commissioner."

Which was agreed to.

The President *pro tem.* appointed Mr. Hollingsworth such committee, who reported the bill back amended as instructed.

Mr. Sinks moved to refer (H. B. No. 897) to a select committee of one, with instructions to amend as follows:

Strike out the first word "two," in line 36, and insert in lieu thereof the word "three."

On which motion the yeas and nays were demanded, taken, and resulted—yeas 4, nays 18, as follows:

Those who voted in the affirmative were—

Messrs. Carran, Mounts, Pond, Sinks—4.

Those who voted in the negative were—

Messrs. Beer, Carlisle, Cline, Creamer, Entrekin, Harper, Hartshorn, Hitchcock, Horr, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, O'Hagan, Sullivan, Van Cleaf, and Wilkins of Tuscarawas—18.

So the motion was disagreed to.

On motion of Mr. Jackson, the Senate took a recess.

### THREE O'CLOCK P.M.

The question recurring on the passage of H. B. No. 809—

Mr. Pond moved to refer said bill (H. B. No. 809) to a select committee of one, with instructions to amend as follows:

In line 15, of section 1, strike out the word "fourteen," and insert "fifteen."

Which was agreed to.

The President *pro tem.* appointed Mr. Pond such committee, who reported the bill back amended as instructed.

The question then being "Shall the bill pass?" the yeas and nays were ordered, taken and resulted—yeas 17, nays 7, as follows:

Those who voted in the affirmative were—

Messrs. Beer, Carran, Cline, Eggleston, Entrekin, Harper, Hartshorn, Horr, Jackson, Kirby of Wyandot, Moore, Mounts, Perkins, Pollard, Pond, Sinks, and Sullivan—17.

Those who voted in the negative were—

Messrs. Creamer, Hitchcock Hollingsworth, Kelly, Pringle, Strong, and Wilkins of Fulton—7.

So the bill, not having received a constitutional majority, was lost.

H. B. 870: To authorize the commissioners of Morrow county to build a jail—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 25, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beer, Carlisle, Cline, Eggleston, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pollard, Pond, Pringle, Sinks, Strong, Sullivan—25.

So the bill passed. The title was agreed to.

H. B. No. 581: To amend section 7035 of the Revised Statutes of Ohio—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 25, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carlisle, Cline, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Horr, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pollard, Pringle, Sinks, Strong, Sullivan, and Van Cleaf—25.

So the bill passed. The title was agreed to.

H. B. No. 736: To amend sections 2923 and 2933 of the Revised Statutes—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 28, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carlisle, Carran, Cline, Creamer, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Kelly, Kirby of Wyandot, Moore, Mounts, O'Hagan, Perkins, Pollard, Pond, Pringle, Sinks, Strong, Sullivan, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—28.

So the bill passed. The title was agreed to.

H. B. No. 782: To amend section 938 of the Revised Statutes of Ohio—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 27, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carlisle, Carran, Cline, Creamer, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Hollingsworth, Kelly, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Pollard, Pond, Pringle, Sinks, Strong, Sullivan, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—27.

So the bill passed. The title was agreed to.

The following bills were introduced and read the first time:

S. B. No. 437—Mr. Kelly: For the relief of W. C. Eakins, late treasurer of Green township, in Scioto county, Ohio.

Mr. Kelly moved that the constitutional rule requiring bills to be read on three different days be dispensed with, that said bill (S. B. No. 437) may be read the second time by its title.

On which motion the yeas and nays were taken, and resulted—yeas 32, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carlisle, Carran, Cline, Eggleston, Entrekin, Fleischmann, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pollard, Pond, Pringle, Sinks, Strong, Sullivan, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—32.

So the motion was agreed to, and the bill was read the second time by its title.

Mr. Kelly moved that the constitutional rule requiring bills to be read on three different days be dispensed with, that said bill (S. B. No. 437) may be read the third time.

On which motion the yeas and nays were taken, and resulted—yeas 33, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carlisle, Carran, Cline, Creamer, Eggleston, Entrekin, Fleischmann, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pond, Pringle, Saltzgeber, Sinks, Strong, Sullivan, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—33.

So the motion was agreed to, and the bill was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 30, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beer, Carlisle, Carran, Cline, Creamer, Eggleston, Fleischmann, Harper, Hartshorn, Hitchcock, Horr, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pollard, Pond, Pringle, Sinks, Strong, Sullivan, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—30.

So the bill passed. The title was agreed to.

The following bill was introduced and read the first time:

S. B. No. 438—Mr. Moore: To authorize certain township to build railroads and to lease or operate the same.

Mr. Moore moved that the constitutional rule requiring bills to be read on three different days be dispensed with, that said bill (S. B. No. 438) may be read the second time by its title.

On which motion the yeas and nays were taken, and resulted—yeas 32, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carlisle, Carran, Cline, Creamer, Eggleston, Entrekin, Fleischmann, Harper, Hartshorn, Hitchcock, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pond, Pringle, Saltzgeber, Sinks, Strong, Sullivan, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—32.

So the motion was agreed to, and the bill read the second time, and referred to the committee on Railroads, Turnpikes, and Telegraphs.

The following bills were introduced and read the first time:

S. B. No. 439—Mr. Pond: To attach sections 5 and 8 of Jefferson township, Noble county, to Dexter precinct, for voting purposes.



S. B. No. 440—Mr. Tyler: To amend section 7246 of the Revised Statutes of Ohio.

S. B. No. 441—Mr. Kirby of Hamilton: To amend section 6900, chapter 6, title 1, part 4. the Revised Statutes of Ohio.

S. B. No. 442—Mr. Tyler: To amend section 7196 of the Revised Statutes of Ohio.

S. B. No. 443—Mr. Eggleston: Supplementary to an act relating to cities of the first class, having a population exceeding 150,000, passed May 4, 1869.

S. B. No. 444—Mr. Marriott: To amend section 5053 of the Revised Statutes of Ohio.

Mr. Carran submitted the following report:

The committee on Judiciary, to whom was referred H. B. No. 572: To amend section 6445 and 6446 of the Revised Statutes of Ohio—having had the same under consideration, report it back and recommend its indefinite postponement.

G. M. SALTZGABER,	THOMAS J. CARRAN,
D. A. HOLLINGSWORTH,	T. J. PRINGLE.
F. M. MARRIOTT,	

Mr. Hoor moved to postpone further consideration of said bill until to-morrow at 11 o'clock a.m., and that it be made the special order for that hour.

Mr. Saltzgaber moved to amend by inserting "next Wednesday," in place of "to-morrow."

Which was disagreed to.

The motion of Mr. Horr was then agreed to.

W. Wilkins of Tuscarawas submitted the following report:

The committee on Finance, to whom was referred S. J. R. No. 83: Directing the Secretary of State to box and ship certain public documents to the address of the members of the General Assembly—having had the same under consideration, report it back and recommend its passage.

THOS. M. BEER,	C. S. PARKER,
B. WILKINS,	B. EGGLESTON.
P. HITCHCOCK,	

Said resolution was ordered placed on the calendar to morrow.

Mr. Sinks submitted the following report:

The committee on Claims, to whom was referred H. B. No. 805: For the relief of Joseph W. Blair—having had the same under consideration, report it back and recommend its passage.

JNO. F. SINKS,	F. M. MARRIOTT,
F. B. POND,	J. J. SULLIVAN.
L. M. STRONG,	

Said bill was ordered to be read the third time to-morrow.

Mr. Sinks submitted the following report:

The committee on Claims, to whom was referred S. B. No. 429: To relieve certain purchasers of section 18, in Wilkesville township, Vinton

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county—having had the same under consideration, report it back, and recommend its passage.

JNO. F. SINKS,  
J. L. MOUNTS,  
F. B. POND,

C. S. PARKER,  
J. J. SULLIVAN,  
L. M. STRONG.

Said bill was ordered to be engrossed, and read the third time to-morrow.

Mr. Saltzgaber submitted the following report :

The committee on Public Works and Public Lands, to whom was referred H. B. No. 924: To repeal an act entitled an "an act making an appropriation to rebuild locks on, and to repair that portion of the Miami and Erie Canal between Junction, in Paulding county, and the State line of Indiana," passed April 15, 1880. (Ohio Laws, volume 77, page 225)—having had the same under consideration, report it back, and recommend its passage.

G. M. SALTZGABER,  
B. EGGLESTON,

B. WILKINS,  
JOSIAH KIRBY.

Said bill was ordered to be read the third time to-morrow.

Mr. Fleischmann submitted the following report :

The committee on Railroads, Telegraphs, and Turnpikes, to whom was referred S. B. No. 414: To authorize certain townships to build railroads, and to lease or operate the same—having had the same under consideration, report it back, with following amendments, and recommend its passage when so amended :

In section 1, line 2, strike out "1880," and insert "1870."

In lines 3 and 4, strike out "six thousand eight hundred and eleven (6811)," and insert "five thousand six hundred and eighty-eight (5688)."

CHAS. FLEISCHMANN,  
D. D. BEEBE,  
B. W. CARLISLE,

D. A. HOLLINGSWORTH,  
H. E. O'HAGAN.

Said amendments were agreed to.

Said bill was ordered to be engrossed, and read the third time to-morrow.

Mr. Carlisle submitted the following report :

The committee on Railroads, Telegraphs, and Turnpikes, to whom was referred H. B. No. 730: To amend section 3499, as amended April 12, 1880 (Ohio Laws, volume 74, p. 187), and to amend section 3501, and to enact supplementary section 3501a, and to repeal said sections 3499 and 3501—having had the same under consideration, report it back, with following amendments, and recommend its passage when so amended.

In line 19, section 3499, after the word "time," insert the words "within one year,"

D. D. BEEBE,  
H. E. O'HAGAN,  
CHAS. FLEISCHMANN,

D. A. HOLLINGSWORTH,  
B. W. CARLISLE.

Said amendment was agreed to.

Said bill was ordered to be engrossed, and read the third time to-morrow.

Mr. O'Hagan submitted the following report:

The committee on Railroads, Telegraphs, and Turnpikes, to whom was referred S. B. No. 412: To authorize certain incorporated villages to build railroads, and to lease or operate the same—having had the same under consideration, report it back, with the following amendment, and recommend its passage when so amended.

In line 28 strike out the words "a majority," and insert the words "two-thirds."

B. W. CARLISLE,	D. D. BEEBE,
CHAS. FLEISCHMANN,	H. E. O'HAGAN.
D. A. HOLLINGSWORTH,	

Said amendment was agreed to.

Said bill was ordered to be engrossed, and read the third time to-morrow.

Mr. O'Hagan submitted the following report:

The committee on Railroads, Telegraphs, and Turnpikes, to whom was referred S. B. No. 426: To amend section 3307 of the Revised Statutes of Ohio—having had the same under consideration, report it back and recommend its passage

D. D. BEEBE,	CHAS. FLEISCHMANN,
H. E. O'HAGAN,	THOS. M. BEER,
B. W. CARLISLE,	D. A. HOLLINGSWORTH.

Said bill was ordered to be engrossed, and read the third time to-morrow.

Mr. O'Hagan submitted the following report:

The committee on Railroads, Telegraphs, and Turnpikes, to whom was referred S. B. No. 427: To amend section 3300 of the Revised Statutes of Ohio—having had the same under consideration, report it back and recommend its passage.

D. D. BEEBE,	B. W. CARLISLE,
H. E. O'HAGAN,	CHAS. FLEISCHMANN,
THOS. M. BEER,	D. A. HOLLINGSWORTH.

Said bill was ordered to be engrossed, and read the third time to-morrow.

Mr. Hollingsworth submitted the following report:

The committee on Railroads, Telegraphs, and Turnpikes, to whom was referred S. B. No. 411: To amend section 3309 of the Revised Statutes of Ohio, passed April 14, 1880 (Ohio Laws, volume 77, page 206)—having had the same under consideration, report it back, and recommend its passage.

H. E. O'HAGAN,	CHAS. FLEISCHMANN,
D. D. BEEBE,	D. A. HOLLINGSWORTH.
B. W. CARLISLE,	

Said bill was ordered to be engrossed, and read the third time to-morrow.

Mr. Kirby of Wyandot submitted the following report:

The committee on Agriculture, to whom was referred H. B. No. 104: "To amend section 4209 of the Revised Statutes of Ohio"—having

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had the same under consideration, report it back with following amendment, and recommend its passage when so amended:

Strike out all after "substance," in line 17, down to and including "substance," in line 20.

M. H. KIRBY,	J. K. POLLARD,
P. HITCHCOCK,	CHAS. FLEISCHMANN.
B. W. CARLISLE,	

Said amendment was agreed to.

Said bill was ordered to be engrossed, and read the third time to-morrow.

Mr. Kirby of Hamilton submitted the following report:

The committee on Agriculture, to whom was referred S. B. No. 337: To amend section 4796 of the Revised Statutes of Ohio—having had the same under consideration, report it back and recommend that it be indefinitely postponed.

CHAS. FLEISCHMANN,	P. HITCHCOCK,
M. H. KIRBY,	J. K. POLLARD.
B. W. CARLISLE,	

Mr. Sullivan moved that said bill be set for third reading to-morrow. On which motion the yeas and nays were demanded, taken, and resulted—yeas 25, nays 6, as follows:

Those who voted in the affirmative were—

Messrs. Carlisle, Carran, Creamer, Eggleston, Entrekin, Harper, Harts-horn, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Pond, Saltzgaber, Strong, Sullivan, Van Cleaf, Wilkins of Fulton, Wilkins of Tuscarawas—25.

Those who voted in the negative were—

Messrs. Beer, Cline, Hitchcock, Perkins, Pollard, and Sinks—6.

So the motion was agreed to.

Mr. Carran submitted the following report:

The committee on Corporations other than Municipal, to whom was referred H. B. No. 756: To authorize the trustees of Fearing township, Washington county, to take charge of the burial grounds of said township—having had the same under consideration, report it back and recommend its passage.

THOS. J. CARRAN,	R. A. HERR,
G. M. SALTZGABER,	LYMAN J. JACKON.
B. WILKINS,	

Said bill was ordered to be read the third time to-morrow.

Mr. Horr submitted the following report:

The committee on Corporations other than Municipal, to whom was referred H. J. R. No. 68: Proposing amendments to the constitution, and providing for their submission to the people of Ohio, on the second Tuesday of October, A.D. 1881—having had the same under consideration, report it back and recommend its adoption.

R. A. HERR,	THOMAS J. CARRAN,
H. B. PERKINS,	CHAS. FLEISCHMANN,

Mr. Carran demanded a call of the Senate.

Leave of absence was asked and obtained for Messrs. Beebe and Tyler.

A call of the Senate was then had, and the following Senators answered to their names:

Messrs. Beer, Carlisle, Carran, Cline, Creamer, Eggleston, Entrekin, Fleischmann, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pollard, Pond, Pringle, Saltzgaber, Sinks, Strong, Sullivan, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—33.

On motion of Mr Beer, further proceedings under the call were dispensed with.

The question recurring on the adoption of the resolution, Mr. Hollingsworth moved to amend, by inserting the following, to be known and numbered as section 3 thereof:

"Sec. 3. That at said election, on said second Tuesday of October, A. D. 1881, in addition to the propositions provided for in sections 2 and 3 hereof, a further proposition to amend the Constitution of Ohio be submitted to the electors as follows:

"No intoxicating liquors shall hereafter be manufactured or sold in the State, except for purely medicinal or mechanical purposes, and the General Assembly shall, by law, provide for the due enforcement of this section.

"At such election the electors desiring to vote in favor of said proposition shall have placed upon their ballots the words, 'Prohibition—Yes;' and those desiring to vote against said proposition shall have placed upon their ballots the words, 'Prohibition—No.'

"If a majority of all the ballots cast at said election shall contain the words, 'Prohibition—Yes,' then said proposition shall be adopted, and shall constitute the separate section to article fifteen of the Constitution, described in section 18 of the schedule thereto, and said original separate section to said article fifteen shall be repealed."

On which motion the yeas and nays were demanded, taken, and resulted—yeas 4, nays 24, as follows:

Those who voted in the affirmative were—

Messrs. Creamer, Hitchcock, Hollingsworth, and Pringle—4.

Those who voted in the negative were—

Messrs. Beer, Carlisle, Carran, Eggleston, Entrekin, Fleischmann, Harper, Hartshorn, Horr, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Perkins, Pollard, Pond, Sinks, Strong, Van Cleaf and Wilkins of Fulton—24.

So the motion was disagreed to.

Mr. Hollingsworth moved to amend said resolution by inserting the following at the end of line 8, section 1:

"But this section shall not prevent the General Assembly from passing laws to restrict such traffic, or to compensate injuries resulting therefrom."

Which was disagreed to.

Mr. Saltzgaber moved to amend the resolution, by striking out all of the resolution after section 1.

On which motion the yeas and nays were demanded, taken, and resulted—yeas 14, nays 18, as follows:

Those who voted in the affirmative were—

Messrs. Carlisle, Harper, Jackson, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, O'Hagan, Parker, Saltzgaber, Sullivan, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—14.

Those who voted in the negative were—

Messrs. Beer, Carran, Cline, Creamer, Eggleston, Entrekin, Hartshorn, Hitchcock, Horr, Hollingsworth, Kelly, Mounts, Perkins, Pollard, Pond, Pringle, Sinks, and Strong—18.

So the motion was disagreed to.

Mr. Fleischmann moved to amend as follows:

In lines 5 and 8, in section 2, strike out the word "intoxicating" and insert in lieu thereof the words "spirituous, vinous, or malt."

On which motion the yeas and nays were demanded, taken, and resulted—yeas 3, nays 18, as follows:

Those who voted in the affirmative were—

Messrs. Creamer, Fleischmann, and Kirby of Wyandot—3.

Those who voted in the negative were—

Messrs. Beer, Carran, Cline, Eggleston, Entrekin, Hartshorn, Hitchcock, Horr, Hollingsworth, Kelly, Moore, Mounts, Perkins, Pollard, Pond, Pringle, Sinks, and Strong—18.

So the motion was disagreed to.

The question being on the adoption of the resolution, the yeas and nays were ordered, taken, and resulted—yeas 19, nays 10, as follows:

Those who voted in the affirmative were—

Messrs. Beer, Carran, Cline, Creamer, Eggleston, Entrekin, Fleischmann, Hartshorn, Hitchcock, Horr, Hollingsworth, Kelly, Mounts, Perkins, Pollard, Pond, Pringle, Sinks, and Strong—19.

Those who voted in the negative were—

Messrs. Carlisle, Harper, Kirby of Wyandot, Marriott, Moore, O'Hagan, Saltzgaber, Van Cleaf, Wilkins of Fulton and Wilkins of Tuscarawas—10.

So the resolution, having failed to receive a constitutional majority, was lost.

Mr. Horr moved to reconsider the vote by which said resolution failed of adoption.

On which motion the yeas and nays were demanded, taken and resulted—yeas 24, nays 4, as follows:

Those who voted in the affirmative were—

Messrs. Beer, Carran, Cline, Creamer, Eggleston, Entrekin, Fleischmann, Hartshorn, Hitchcock, Horr, Hollingsworth, Kelly, Kirby of Hamilton, Marriott, Moore, Mounts, O'Hagan, Perkins, Pollard, Pond, Pringle, Sinks, Strong, and Sullivan—24.

Those who voted in the negative were—

Messrs. Carlisle, Saltzgaber, Van Cleaf, and Wilkins of Tuscarawas—4.

So the motion was agreed to.

On motion of Mr. Horr, said resolution was referred to a select committee of one, Mr. Horr, with leave to report at any time.

Mr. Sullivan submitted the following report:

The committee on Mines and Mining, to whom was referred H. B. No.

763: To amend section 305 of the Revised Statutes of Ohio—having had the same under consideration, report it back, and recommend its passage.

J. J. SULLIVAN,	A. R. CREAMER,
LYMAN A. JACKSON,	H. B. PERKINS,
F. M. ATKINSON,	F. B. POND.

Said bill was ordered to be read the third time to-morrow.

The committee on Soldiers' and Sailors' Orphan's Home submitted a report of the investigation of the charges against certain officers of the Soldiers' and Sailors' Orphans' Home, made pursuant to S. R. No. 80, which report was adopted by the Senate. [See Appendix.]

Mr. Entrekin submitted the following report:

The committee on Soldiers' and Sailors' Orphans' Home, and School for Imbecile Youth, to whom was referred the message of the Governor, nominating Charles Grosvenor as a Trustee of the Soldiers' and Sailors' Orphans' Home, for a term of five years, beginning April 15, 1881, and nominating Jonathan K. Rukenbrod as a Trustee of the Institution for Feeble Minded Youth, for the term of five years, beginning April 14, 1881—having had the same under consideration, report it back, and recommend that the Senate do advise and consent to said appointments.

JOHN C. ENTREKIN,	H. E. O'HAGAN,
R. A. HERR,	B. WILKINS,
E. N. HARTSHORN,	GEO. P. TYLER,
P. HITCHCOCK,	L. HARPER.
THOMAS J. CARRAN,	

The question being on advising and consenting to the appointment of C. H. Grosvenor, the yeas and nays were ordered, taken, and resulted—yeas 22, nays 1, as follows:

Those who voted in the affirmative were—

Messrs. Beer, Carlisle, Cline, Creamer, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Kelly, Kirby of Hamilton, Kirby of Wyandot, Moore, Mounts, Perkins, Pollard, Pond, Pringle, Sinks, and Strong—22.

Mr. Van Cleaf voted in the negative.

So the Senate advised and consented to said appointment.

The question being on advising and consenting to the appointment of J. K. Rukenbrod, the yeas and nays were ordered, taken, and resulted—yeas 30, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beer, Carlisle, Carran, Cline, Creamer, Eggleston, Fleischmann, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pollard, Pond, Pringle, Sinks, Strong, Sullivan, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—30.

So the Senate advised and consented to said appointment.

Mr. Pollard submitted the following report:

The committee on Ditches and Drains, to whom was referred H. B. No. 287: To amend sections 4455, 4457, 4459, 4460, 4461, 4470, 4472, 4473, 4475, 4476, 4477, 4478, 4480, 4486, 4494, 4497, 4498, and to repeal section 4557

of the Revised Statutes of Ohio—having had the same under consideration, report it back with following amendments, and recommend its passage when so amended:

1. In line 33, section 4459, strike out "order and."
2. In line 36, section 4459, strike out "by actual," and insert after "view" the words "the same and."
3. At the end of line 38, section 4459, insert "found to be benefited and are assessed by the commissioners such parties."
4. At the begining of line 39, section 4459, strike out "assessed, they."
5. In line 40, section 4459, strike out the word "so," and insert after "fixed" the words "in said notice."
6. In line 43, section 4460, strike out "eight" and insert "nine."
7. In line 66, section 4470, strike out all after the word "costs" and insert the following words, "in favor of the prevailing party and against the losing party; but the costs on motions, continuances and the like shall be taxed and paid as the court may direct. If there are several parties up on the side taxed with costs, the court shall apportion the costs equitably between them."
8. Insert before line 67, section 4470 the words "said judge."
9. Strike out of lines 74 and 75, section 4472, the words "to the appellant or appellants or apportion the same."
10. Strike out all of line 82, section 4473, after the word "costs."
11. Line 110, section 4476, after the word "completed" insert the words "but the surveyor or engineer may offer that part of such work which consists of cleaning out, widening, straightening, or deepening the channel of any river both by sections and also as a whole, and the bid or bids for such work, which will be the lowest in the aggregate shall be accepted."
12. Strike out of lines 126 and 127, section 4477, the words "approved by at least one of the county commissioners"
13. In line 131, section 4477, strike out "to."
14. In lines 145 and 146, section 4478, strike out the words "within the county."
15. After section 4478, line 147, insert the following:  
 "Section 4479. When the working sections of the improvement are let, as hereinbefore provided, and the costs and expenses of location and construction, and all compensation and damages are accertained, the commissioners shall meet and determine at what time, and in what number of assessments, they will require the same to be paid, and order that the assessments, as made by them, be placed on the duplicate accordingly, against all the lots or lands, or corporate roads or rail roads assessed; they shall also determine whether they will issue the bonds of the county, to raise the money necessary to pay such costs and expenses, and if they so determine, the bonds may be issued for a term of years, not exceeding twenty, at a rate of interest not exceeding six per centum per annum, payable semi-annually; and they shall cause entry to be made upon their journal setting forth their finding and determination under this section. (73 v. 181, sec. 13)
16. Insert after line 205, section 1, the following four sections:  
 "Section 4511. The trustees of any township may, whenever in their opinion the same will be conducive to the public health, convenience or welfare, cause to be established, located and constructed, as hereinafter provided, any ditch within such township, and for that purpose may cross



a railroad, turnpike road or do any other thing necessary or proper to promote said purpose.

"Section 4552. The trustees shall have the power to cause any ditch located and constructed under any law to be altered, deepened, widened, enlarged or repaired, and the same proceedings shall be had, so far as is applicable, as required in the location and construction of the same; and in all cases the expenses thereof shall be apportioned in the same manner as is provided herein for original construction.

"Section 4559. The collection of taxes or assessments levied or assessed, or ordered to be levied or assessed, to pay for the expense of location or for the construction of any ditch laid out or constructed under and by authority of this chapter, shall not be perpetually enjoined or declared absolutely void in consequence of any error committed by the engineer or surveyor, or by the township clerk, or by the trustees of a township in the location and establishment thereof, nor by reason of any error or merely technical informality appearing in the petition or record of the proceedings, nor by reason of any want of notice by which such ditch shall have been located and established.

"Section 4560. The court in which any proceeding is pending to reverse or declare void that portion of the proceedings of the trustees by which any taxes or assessments were levied or assessed, or ordered to be levied or assessed, to pay for the location or construction of a ditch, or to enjoin the tax levied or assessed or ordered to be levied or assessed to pay for the labor or fees aforesaid, shall, if there be manifest error in said proceedings, allow the plaintiff in the action to come in, and show wherein he has been injured thereby; and the journal containing the record of the proceedings of the trustees of said ditch, or a certified copy therefrom, shall be prima facie evidence of such indebtedness, and of the manner in which the same was made; and the court shall allow the trustees or any of the parties interested to show the lawfulness of the proceedings had in the case; and the court on the final hearing may make such order in the case as shall be just and equitable, and shall order the costs of the proceedings before it to be paid by the parties as justice may require."

17. Insert after line 63, the following :

"Section 4464 The probate judge shall file the transcript and original papers and docket the case, and the appellant shall be plaintiff therein and the county commissioners and petitioner defendants, and the case shall be so styled, and thereupon he shall fix a day not exceeding five days thereafter, for the hearing of all preliminary motions and the examination of the papers so filed; on the day so fixed all preliminary motions shall be heard and determined as well as all questions arising upon the record, and if he find that the proceedings are irregular in substance, or that the appeal has not been perfected according to law, he shall dismiss the appeal at the cost of the appellant and certify such dismissal with his findings thereon back to the commissioners; but the judge may, in his discretion, order and allow the correction of any technical defect, error, or omission in such proceedings."

18. In section 2, line 2, after "4470" insert "4471," and after "4478," insert "4479."

19. In section 2, line 3, after "4557" insert "4511, 4552, 4559, 4560."

20. In section 2, line 1, after "4461" insert "4461."

21. Insert at the end of section 4472, line 78, "and execution may be

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sued out of the probate court for the collection of any costs taxed against any party as is provided in section 4470."

J. K. POLLARD,  
L. M. STRONG,  
J. C. ENTREKIN,

J. J. SULLIVAN,  
G. M. SALTZGABER.

Said amendments were agreed to.

Said bill was laid upon the table, and ordered printed in advance of other matter.

Mr. Van Cleaf submitted the following report:

The committee on Benevolent Institutions, to whom was referred a message from the Governor nominating Theodore F. Davis to be a Trustee of the Athens Asylum for Insane for five years, beginning on the 15th day of April, 1881—having had the same under consideration, report it back, and recommend that the Senate do advise and consent to said appointment.

R. A. HERR,	P. HITCHCOCK,
J. L. MOUNTS,	D. D. BEEBE,
GEO. P. TYLER,	JOHN A. WILKINS,
A. R. VAN CLEAF,	

The question being on advising and consenting to said appointment, the yeas and nays were ordered, taken, and resulted—yeas 30, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beer, Carran, Cline, Creamer, Eggleston, Fleischmann, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Pollard, Pond, Pringle, Saltzgaber, Sinks, Strong, Sullivan, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—30.

The Senate advised and consented to said appointment.

Mr. Wilkins of Fulton submitted the following report:

The committee on Benevolent Institutions, to whom was referred the message from the Governor nominating Charles M. Godfrey to be a Trustee of the Dayton Asylum for the Insane for the term of five years, beginning on the 14th day of April, 1881—having had the same under consideration, report it back, and recommend that the Senate do advise and consent to said appointment.

R. A. HERR,	GEO. P. TYLER,
J. L. MOUNTS,	A. R. VAN CLEAF,
D. D. BEEBE,	P. HITCHCOCK,
JOHN A. WILKINS,	

The question being on advising and consenting to said appointment, the yeas and nays were ordered, taken, and resulted—yeas 27, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Carlisle, Carran, Cline, Creamer, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wy-

andot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pollard, Pringle, Sinks, Strong, Sullivan, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—27.

So the Senate advised and consented to said appointment.

Mr. Hitchcock submitted the following report:

The committee on Benevolent Institutions, to whom was referred the message of the Governor nominating Francis C. Sessions as Trustee of the Institution for the Deaf and Dumb for five years, beginning on the 15th day of April, 1881—having had the same under consideration, report it back, and recommend that the Senate do advise and consent to said appointment.

P. HITCHCOCK,	JOHN A. WILKINS,
R. A. HERR,	GEO. P. TYLER,
J. L. MOUNTS,	A. R. VAN CLEAF.
D. D. BEEBE,	

The question being on advising and consenting to the appointment, the yeas and nays were ordered, taken, and resulted—yeas 26, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Carlisle, Cline, Creamer, Fleischmann, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pollard, Pond, Pringle, Sinks, Strong, Sullivan, Wilkins of Fulton, and Wilkins of Tuscarawas—26.

So the Senate advised and consented to said appointment.

Mr. Beebe submitted the following report:

The committee on Benevolent Institutions, to whom was referred the message of the Governor nominating Harmon Austin to be a Trustee of the Institution for the Blind for the term of five years, beginning on the 15th day of April, 1881—having had the same under consideration, report it back, and recommend that the Senate do advise and consent to said appointment.

R. A. HERR,	GEO. P. TYLER,
J. L. MOUNTS,	A. R. VAN CLEAF,
D. D. BEEBE,	P. HITCHCOCK.
JOHN A. WILKINS,	

The question being on advising and consenting to said appointment, the yeas and nays were ordered, taken, and resulted—yeas 27, nays none as follows:

Those who voted in the affirmative were—

Messrs. Beer, Carlisle, Carran, Cline, Creamer, Eggleston, Fleischmann, Harper, Hartshorn, Hitchcock, Hollingsworth, Jackson, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pond, Pringle, Sinks, Strong, Sullivan, Van Cleaf, and Wilkins of Fulton—27.

So the Senate advised and consented to said appointment.

Mr. Horr submitted the following report:

The committee on Benevolent Institutions, to whom was referred the message from the Governor nominating Joseph H. Secor to be a Trustee of the Columbus Asylum for the Insane for the term of five years, from

the 15th day of April, 1881—having had the same under consideration report it back, and recommend that the Senate do advise and consent to said appointment.

R. A. HORR,  
J. L. MOUNTS,  
D. D. BEFBE,  
JOHN A. WILKINS,

GEO. P. TYLER,  
A. R. VAN CLEAF,  
P. HITCHCOCK.

The question being on advising and consenting to said appointment, the yeas and nays were ordered, taken, and resulted—yeas 30, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beer, Carlisle, Carran, Cline, Creamer, Eggleston, Fleischmann, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pollard, Pond, Pringle, Sinks, Strong, Sullivan, Van Cleaf, and Wilkins of Fulton—30.

So the Senate advised and consented to said appointment.

Mr. Sinks submitted the following report:

The committee on Fees and Salaries, to whom was referred H. B. No. 535: To amend section 1531 of the Revised Statutes of Ohio—having had the same under consideration, report it back and recommend its passage.

JOHN F. SINKS,  
F. B. POND,  
J. J. SULLIVAN,

J. L. MOUNTS,  
B. WILKINS.

Said bill was ordered to be read the third time to morrow.

Mr. Harper submitted the following report:

The committee on Sanitary Laws and Regulations, to whom was referred S. B. No. 431: To amends ections 2133 and 2134 of the Revised Statutes of Ohio—having had the same under consideration, report it back and recommend its passage.

L. HARPER,  
WM. C. CLINE,  
F. B. POND,

A. R. VAN CLEAF,  
E. N. HARTSHORN,  
JOHN A. WILKINS.

Said bill was ordered to be read engrossed, and read the third time to-morrow.

Mr. Hartshorn submitted the following report:

The committee on Common Schools and School Lands, to whom was S. B. No. 304: To provide for furnishing a series of readers for the use of the common schools of the State—having had the same under consideration, report it back, and recommend its indefinite postponement.

E. N. HARTSHORN,  
THOS. M. BEER,

WM. C. CLINE,  
T. J. PRINGLE.

Mr. Harper moved to amend the bill as follows:

1. In section 1, line 4, after the word "Cleveland," insert the words, "to continue,"
2. Strike out in section 1, line 5, all of the section after the word "books," and insert the following: "of approved merit, to contain in

pages not less than the average of the standard school readers now in use in the common schools of Ohio."

3. In section 2, line 7, after the word "books," insert the words, "which shall be of the latest revised editions."

4. In section 4, line 3, after the word "price," insert the words, "in which the proposals complying with the requirements of section 2."

5. In section 4, line 4, after the word "years," insert the following: "provided it shall appear that the acceptance of the lowest bid will secure prices which shall not exceed ten cents for the first reader, twenty cents for the second reader, thirty cents for the third reader, forty-two cents for the fourth reader, and fifty-three cents for the fifth reader, aggregating one dollar and fifty-five cents for the five readers"

6. In section 4, line 6, strike out the word "ten," and insert the word "twelve;" also, strike out the word "of," and insert the word "above."

7. In section 5, line 1, add the letter "s" to the word "board."

8. In section 5, line 1, strike out the words "of each township is," and insert the word "are."

9. In section 5, line 2, strike out the words "as soon as practicable," and insert "within sixty days."

10. In section 5, line 3, strike out all after the word "years" to the word "the," after the word "same," in line 6 of the same section.

11. In section 5, lines 7 and 8, strike out the words "a discount of ten per cent. from retail prices fixed by said commissioners," and insert in lieu thereof the words "the prices named in the proposal."

12. Add to section 5 the following: "The publisher furnishing the adopted series shall exchange with all dealers in the State who may desire to do so, for such readers as they may have on hand, of the latest revised editions, in good condition, at even rates."

13. In section 6, line 2, strike out the words "township and special."

14. In section 6, line 5, strike out the words "in the township."

Mr. Carran moved to postpone said bill and pending amendments until April 20th.

Mr. Saltzgeber moved that the Senate take a recess until to-morrow at 10 o'clock.

On which motion the yeas and nays were demanded, taken, and resulted—yeas 12, nays 17, as follows:

Those who voted in the affirmative were—

Messrs. Carlisle, Cline, Entrekin, Jackson, Moore, O'Hagan, Parker, Saltzgeber, Sinks, Strong, Van Cleaf, and Wilkins of Fulton—12.

Those who voted in the negative were—

Messrs. Beer, Carran, Creamer, Eggleston, Fleischmann, Harper, Hartshorn, Hitchcock, Horr, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Mounts, Pringle, Sullivan, and Wilkins of Tuscarawas—17.

So the motion was not agreed to.

Leave of absence until to-morrow at 10 o'clock a.m. was asked and obtained by Messrs. Saltzgeber, Wilkins of Fulton, and Carlisle.

Mr. O'Hagan demanded a call of the Senate.

A call was had, and the following Senators answered to their names:

Messrs. Beer, Carran, Cline, Creamer, Eggleston, Entrekin, Fleischmann, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Pond, Pringle, Sinks, Strong, Van Cleaf, Sullivan, and Wilkins of Tuscarawas—28.

On motion of Mr. Eggleston, further proceedings under the call were dispensed with.

On motion of Mr. Pond, the Senate took a recess until to-morrow at 10 o'clock a.m.

Attest :

J. C. DONALDSON, *Clerk.*

FRIDAY, April 8, 1881—10 O'CLOCK A.M.

Prayer by Rev. Saxon.

The pending question being the motion of Mr. Carran to postpone S. B. No 304 and proposed amendments until April 20, the yeas and nays were demanded, taken, and resulted—yeas 11, nays 20, as follows :

Those who voted in the affirmative were—

Messrs. Beer, Carran, Cline, Eggleston, Fleischmann, Hartshorn, Horr, Kelly, Kirby of Hamilton, Pollard, and Pringle—11.

Those who voted in the negative were—

Messrs. Atkinson, Beebe, Carlisle, Creamer, Harper, Hollingsworth, Jackson, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Perkins, Pond, Richards, Saltzgaber, Strong, Sullivan, Van Cleaf, and Wilkins of Fulton—20.

So the motion was disagreed to.

The question recurring on Mr. Harper's motion to amend said bill, the yeas and nays were ordered, taken, and resulted—yeas 27, nays 3, as follows :

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Beer, Carlisle, Carran, Cline, Creamer, Eggleston, Entrekin, Harper, Hartshorn, Horr, Hollingsworth, Kelly, Kirby of Hamilton, Kirby, of Wyandot, Moore, O'Hagan, Perkins, Pollard, Pond, Richards, Strong, Sullivan, Van Cleaf Wilkins of Fulton, and Wilkins of Tuscarawas—27.

Those who voted in the negative were—

Messrs. Mounts, Pringle, and Sinks—3.

So said amendments were agreed to.

Mr. Van Cleaf moved that said bill be engrossed.

On which motion the yeas and nays were demanded, taken, and resulted—yeas 20, nays 13, as follows :

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Carlisle, Creamer, Harper, Hitchcock, Hollingsworth, Jackson, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, O'Hagan, Pond, Richards, Saltzgaber, Strong, Sullivan, Van Cleaf, and Wilkins of Fulton—20.

Those who voted in the negative were—

Messrs. Beer, Carran, Cline, Eggleston, Fleischmann, Hartshorn, Horr, Kelly, Mounts, Perkins, Pollard, Pringle, and Sinks—13.

So the motion was agreed to.

Said bill was ordered to be read the third time on next Wednesday.

Mr. Entrekin submitted the following report :

The committee on Revision have examined, and found correctly engrossed, S. B. Nos. 414, 432, 433, 412, 435, 426, 434, 337, 411, 431, 429, 427, 436, re-engrossed H. B. No. 730, and re-engrossed Substitute for H. B. No. 104.

JOHN C. ENTREKIN,  
A. R. CREAMER,  
E. N. HARTSHORN.

H. B. No. 572—Mr. Moore of Washington : To amend sections 6445 and 6446 of the Revised Statutes of Ohio—being the special order for this hour, 11 a.m., was taken up.

Mr. Entrekin presented the remonstrance of John Gaynor, Jr., and 70 other citizens of Ross county, against H. B. No. 572 : For the condemnation of the Marietta and Cincinnati railroad.

Which was referred to the committee on Judiciary.

Mr. Pollard presented the remonstrance of B. B. Evans and 250 other citizens of Jackson county, against H. B. No. 572.

Which was referred to the committee on Judiciary.

Mr. Pollard presented the remonstrance of W. C. Draper and 182 other citizens of Scioto county, against H. B. No. 572.

Which was referred to the committee on Judiciary.

Mr. Cline presented the remonstrance of John F. Sands and 282 other citizens of Vinton county, remonstrating against the passage of H. B. No. 572.

Which was referred to the committee on Judiciary.

Mr. Carran presented the remonstrance of George Coy and 37 other citizens of Clinton county, against the passage of H. B. No. 572.

Which was referred to the committee on Judiciary.

Mr. Eggleston moved that the petitions and remonstrances regarding H. B. No. 572 be read at the Clerk's desk.

Which was disagreed to.

On motion of Mr. Entrekin, the Senate took a recess.

### THREE O'CLOCK P.M.

The pending question being the motion to indefinitely postpone H. B. No. 572, the yeas and nays were demanded, taken, and resulted—yeas 20, nays 15, as follows :

Those who voted in the affirmative were—

Messrs. Beer, Carran, Cline, Creamer, Eggleston, Entrekin, Fleischmann, Horr, Hollingsworth, Kelly, Kirby of Wyandot, Marriott, Mounts, O'Hagan, Pollard, Pringle, Saltzgaber, Strong, Van Cleaf, and Wilkins of Tuscarawas—20.

Those who voted in the negative were—

Messrs. Atkinson, Carlisle, Harper, Hartshorn, Hitchcock, Jackson, Kirby of Hamilton, Moore, Parker, Perkins, Pond, Richards, Sinks, Sullivan, and Wilkins of Fulton—15.

So the bill was indefinitely postponed.

Mr. Marriott moved that the vote by which H. B. No. 809 was lost be reconsidered.

On which motion the yeas and nays were demanded, taken, and resulted—yeas 18, nays 14, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Carlisle, Carran, Eggleston, Entrekin, Fleischmann, Harper, Horr, Jackson, Kirby of Wyandot, Marriott, Moore, Parker, Saltzgaber, Sullivan, Van Cleaf, and Wilkins of Fulton—18.

Those who voted in the negative were—

Messrs. Beer, Cline, Creamer, Hartshorn, Hitchcock, Hollingsworth, Kelly, Kirby of Hamilton, Mounts, Perkins, Pollard, Pringle, Sinks, and Strong—14.

So the motion was agreed to.

The question recurring on the passage of the bill, Mr. Horr moved to lay it upon the table.

Which was agreed to.

Mr. Sullivan asked and obtained leave of absence until next Tuesday.

Mr. Marriott asked and obtained leave of absence until next Monday.

Mr. Horr submitted the following report:

The committee of one, to whom was referred H. J. R. No. 68: Proposing amendments to the Constitution and providing for their submission to the people of Ohio, on the second Tuesday of October, A. D. 1881—having had the same under consideration, reports it back and recommends its adoption.

R. A. HERR.

Mr. Horr demanded a call of the Senate.

A call was had, and the following Senators answered to their names:

Messrs. Atkinson, Beebe, Beer, Carlisle, Carran, Cline, Creamer, Eggleston, Entrekin, Fleischmann, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pollard, Pond, Pringle, Richards, Saltzgaber, Sinks, Strong, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—35.

On motion of Mr. Carran, further proceedings under the call were dispensed with.

Messrs. Carlisle, Carran, Entrekin, and Fleischmann asked and obtained leave of absence for to-morrow.

The question recurring on the adoption of H. J. R. No. 68, Mr. Saltzgaber moved to amend it as follows:

Section 2, strike out of lines 5, 6, 7, 8, 9, 10, 11 and 12 the words, "and may impose a special tax on persons engaged therein, or may, by law, provide for submitting to the electors of the State, counties, townships, cities, and incorporated villages, at special elections, the option of prohibiting the traffic in intoxicating liquors therein, to be determined by a majority of all the electors voting at such election, and shall enforce such option by appropriate legislation; but no such special election shall be held within sixty days of any presidential election, or of any general election for State, county, township or municipal officers."

On which motion the yeas and nays were demanded, taken, and resulted—yeas 12, nays 20, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Fleischmann, Jackson, Kirby of Hamilton, Kirby



of Wyandot, Marriott, Moore, O'Hagan, Parker, Saltzgaber, Van Cleaf, and Wilkins of Tuscarawas—12.

Those who voted in the negative were—

Messrs. Beebe, Beer, Carran, Cline, Creamer, Eggleston, Entrekin, Hartshorn, Hitchcock, Horr, Hollingsworth, Kelly, Mounts, Perkins, Pollard, Pond, Pringle, Richards, Sinks, and Strong—20.

So the motion was disagreed to.

Mr. Van Cleaf moved to amend said resolution as follows :

' Strike out all after the word "be," in line 6, of section 1, of the resolution, to the end of section 2, and insert the following : " be stricken out, and the following section substituted therefor to wit :

" The Legislature shall pass laws regulating or restricting the sale of intoxicating, vinous, and malt liquors, and to compensate for injuries resulting therefrom.

" At said election the electors desiring to vote in favor of the adoption of said amendment, by striking out and inserting as aforesaid, shall have placed upon their ballots the words, ' Constitutional amendment—Yes ; ' and those desiring to vote against the adoption of said amendment shall have placed upon their ballots the words, ' Constitutional amendment—No ; ' and if a majority of all the ballots cast at said election shall contain the words, ' Constitutional amendment—Yes, ' then said amendment shall be declared adopted, and the said separate section of article fifteen of the Constitution shall be held to be stricken out and repealed, and the aforesaid article adopted in place thereof."

On which motion the yeas and nays were demanded, taken, and resulted—yeas 11, nays 17, as follows :

Those who voted in the affirmative were—

Messrs. Carlisle, Harper, Jackson, Kirby of Wyandot, Marriott, Moore, O'Hagan, Parker, Saltzgaber, Van Cleaf, and Wilkins of Tuscarawas—11.

Those who voted in the negative were—

Messrs. Beebe, Beer, Cline, Creamer, Eggleston, Hartshorn, Hitchcock, Horr, Hollingsworth, Kelly, Kirby of Hamilton, Mounts, Perkins, Pollard, Richards, Sinks, and Strong—17.

So the motion was disagreed to.

The question recurring on the adoption of the resolution, the yeas and nays were ordered, taken, and resulted—yeas 20, nays 11, as follows :

Those who voted in the affirmative were—

Messrs. Beebe, Beer, Carran, Cline, Creamer, Eggleston, Entrekin, Hartshorn, Hitchcock, Horr, Hollingsworth, Kelly, Mounts, Perkins, Pollard, Pond, Pringle, Richards, Sinks, and Strong—20.

Those who voted in the negative were—

Messrs. Atkinson, Carlisle, Harper, Kirby of Wyandot, Marriott, Moore, O'Hagan, Parker, Saltzgaber, Van Cleaf, and Wilkins of Tuscarawas—11.

So the resolution failed of adoption.

Friday, April 8, 1881.

## MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President :*

The House of Representatives has concurred in the passage of the following bill:

S. B. No 244: To amend section 2293 of the Revised Statutes of Ohio.

With the following amendments, in which the concurrence of the Senate is requested:

After the enacting clause, strike out the word and figures, "section 2393," and insert:

"Section 2293. If the costs and expenses of improving a street, alley, or other public highway, have been paid by the abutting property owners, and, the grade remaining unchanged, it becomes necessary to repave such street, alley, or highway, one-half of the costs and expenses of such repaving shall, if the council deem it just, be placed on the general tax list of all taxable property in the corporation, and collected as other taxes are collected, and applied to such cost and expense of repaving; provided, that in cities of the second grade of the first class."

Attest :

D. J. EDWARDS, *Clerk.*

The question being on concurring in said amendment, the yeas and nays were ordered, taken, and resulted—yeas 22, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Carran, Cline, Eggleston, Harsthorpe, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Moore, Mounts, O'Hagan, Parker, Perkins, Pollard, Pond, Pringle, Richards, Sinks, Strong, and Wilkins of Fulton—22.

So the amendments were concurred in.

## MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President :*

The House of Representatives has refused to concur in Senate amendments to

Re-engrossed H. B. No. 897: Making appropriations for the benevolent, penal, and reformatory institutions of the State, for the last three quarters of the fiscal year ending November 15, 1881, and the first quarter of the fiscal year ending February 15, 1882.

Attest :

D. J. EDWARDS, *Clerk.*

Mr. Kelly moved that the Senate insist on its amendments, and ask for a committee of Conference.

Which was agreed to.

Mr. Pond submitted the following report:

The committee of Conference to whom was referred the matters of difference between the Senate and House of Representatives, pertaining to

H. B. No. 320, by Mr. Stubbs—having had the same under consideration, report as follows:

They recommend that the House of Representatives concur in the Senate amendments to said bill.

F. B. POND,	J. W. GREENE,
R. A. HERR,	WM. H. WHEELER,
C. S. PARKER,	JNO. A. WILLIAMSON.

The question being on agreeing to said report, the yeas and nays were ordered, taken, and resulted—yeas 23, nays 2, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Carran, Cline, Eggleston, Harper, Hartsborn, Hitchcock, Jackson, Kelly, Kirby of Hamilton, Moore, Mounts, O'Hagan, Parker, Perkins, Pollard, Pond, Pringle, Richards, Sinks, Strong, Wilkins of Fulton, and Wilkins of Tuscarawas—23.

Those who voted in the negative were—

Messrs. Saltzgaber and Van Cleaf—2.

So the report was agreed to.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has passed the following bill, in which the concurrence of the Senate is requested:

H. B. No. 898—Mr. Scott of Warren: Making appropriations to meet deficiencies.

Attest:

D. J. EDWARDS, *Clerk.*

Said bill was read the first time.

Mr. Kelly moved that the constitutional rule requiring bills to be read on three different days be dispensed with, that said bill may be read the second time by its title.

On which motion the yeas and nays were taken, and resulted—yeas 27, nays 1, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Carlisle, Cline, Eggleston, Harper, Hartsborn, Hitchcock, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Moore, Mounts, O'Hagan, Parker, Perkins, Pollard, Pond, Pringle, Richards, Saltzgaber, Sinks, Strong, Wilkins of Fulton, and Wilkins of Tuscarawas—27.

Mr. Van Cleaf voted in the negative.

So the motion was disagreed to.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has concurred in the passage of the the following bill:

Friday, April 8, 1881.

S. B. No. 437: For the relief of W. C. Eakins, late treasurer of Green township, in Scioto county, Ohio.

With the following amendment, in which the concurrence of the Senate is requested:

In section 2, lines 4 and 5, strike out the word "second," and insert the word "first."

Attest:

D. J. EDWARDS, *Clerk*.

The question being on concurring in said amendment, the yeas and nays were ordered, taken, and resulted—yeas 25, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Carlisle, Cline, Eggleston, Harper, Harts-horn, Hitchcock, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Moore, Mounts, O'Hagan, Parker, Perkins, Pollard, Saltzgaber, Sinks, Strong, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—25.

So the amendment was concurred in.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has concurred in the passage of the following bill:

S. B. No. 338: To authorize the commissioners of Ross county to settle certain claims therein named.

With the following amendment, in which the concurrence of the Senate is requested:

In section 1, line 4, after the word "services," insert the words, "not exceeding three hundred dollars."

Attest:

D. J. EDWARDS, *Clerk*.

The question being on concurring in said amendment, the yeas and nays were ordered, taken, and resulted—yeas 4, nays 24, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Hollingsworth, Pond, and Strong—4.

Those who voted in the negative were—

Messrs. Beebe, Beer, Carlisle, Carran, Cline, Eggleston, Harper, Harts-horn, Hitchcock, Jackson, Kelly, Kirby of Wyandot, Moore, Mounts, O'Hagan, Parker, Pollard, Pringle, Richards, Saltzgaber, Sinks, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—24.

So the Senate refused to concur in said amendment.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has concurred in the passage of the following bill:

Re engrossed S. B. No. 288: To amend section 1 of an act entitled "an

act to provide for the relief of disabled firemen in cities of the second grade of the first class," passed April 17, 1880.

With the following amendment, in which the concurrence of the Senate is requested:

In line 4, section 1, after the words, "or of the second grade of the second class."

Attest:

D. J. EDWARDS, *Clerk*.

The question being on concurring in said amendment, the yeas and nays were ordered, taken, and resulted—yeas 30, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Beer, Carlisle, Carran, Cline, Creamer, Eggleston, Fleischmann, Harper, Hartshorn, Hitchcock, Hollingsworth, Kelly, Kirby of Hamilton, Kirby of Wyandot, Moore, Mounts, O'Hagan, Parker, Pollard, Pond, Pringle, Richards, Saltzgaber, Sinks, Strong, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—30.

Said amendment was concurred in.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has concurred in the passage of the following bill:

S. B. No. 322: To authorize the commissioners of Guernsey county to repair the Quaker City and Summerfield Turnpike.

With the following amendments, in which the concurrence of the Senate is requested:

In line 2, section 1, strike out the words, "and required."

Also, in line 3, section 2, strike out the word "one," and insert "two-tenths of a."

Attest:

D. J. EDWARDS, *Clerk*.

The question being on concurring in said amendments, the yeas and nays were taken, and resulted—yeas 8, nays 20, as follows:

Those who voted in the affirmative were—

Messrs. Beer, Creamer, Hartshorn, Hitchcock, Perkins, Pond, Richards, and Strong—8.

Those who voted in the negative were—

Messrs. Atkinson, Beebe, Carlisle, Carran, Cline, Eggleston, Fleischmann, Harper, Kelly, Kirby of Wyandot, Moore, Mounts, O'Hagan, Parker, Pollard, Pringle, Saltzgaber, Sinks, Van Cleaf, and Wilkins of Fulton—20.

So the Senate refused to concur in said amendment.

Mr. Hollingsworth, on leave, introduced the following bill, which was read the first time:

S. B. No. 445: To authorize the council of the incorporated village of Hanover, in the county of Columbiana, to issue bonds for town hall purposes.

On motion of Mr. O'Hagan, S. B. No. 401: To provide for straightening, clearing out, deepening, and otherwise improving drains in Ottawa county, and State of Ohio—was referred to a committee of one, Mr. O'Hagan.

Mr. Van Cleaf moved that a message be sent to the House requesting the return of H. B. No. 809.

Which was agreed to.

H. B. No. 924: To repeal an act entitled an "an act making an appropriation to rebuild locks on, and to repair that portion of the Miami and Erie Canal between Junction, in Paulding county, and the State line of Indiana," passed April 15, 1880. (Ohio Laws, volume 77, page 225)—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 29, nays none, as follows:

Those who voted in the affirmative were—

Messrs Atkinson, Beebe, Beer, Carlisle, Carran, Cline, Creamer, Eggleston, Fleischmann, Harper, Hartshorn, Horr, Jackson, Kirby of Hamilton, Kirby of Wyandot, Moore, Mounts, O'Hagan, Parker, Perkins, Pollard, Pond, Pringle, Richards, Saltzgaber, Strong, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—29.

So the bill passed. The title was agreed to.

H. B. No. 756: To authorize the trustees of Fearing township, Washington county, Ohio, to take charge of the burial grounds of said township—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 27, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Beer, Carran, Cline, Creamer, Eggleston, Fleischmann, Harper, Hartshorn, Horr, Hollingsworth, Jackson, Kirby of Hamilton, Kirby of Wyandot, Moore, Mounts, O'Hagan, Perkins, Pollard, Pond, Pringle, Richards, Saltzgaber, Strong, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—27.

So the bill passed. The title was agreed to.

H. B. No. 730: To amend section 3499, as amended April 12, 1880 (Ohio Laws volume 74, page 187), and to amend section 3501, and to enact supplementary section 3501a, and to repeal said sections 3499 and 3501—was read the third time.

On motion of Mr. Van Cleaf, said bill was referred to a select committee of one. Mr. Van Cleaf, with leave to report at any time.

H. B. No. 104: To amend section 7090 of the Revised Statutes of Ohio—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 26, nays 2, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Beer, Carlisle, Carran, Cline, Creamer, Eggleston, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Kelly, Kirby of Wyandot, Moore, Mounts, Parker, Perkins, Pollard, Pond, Pringle, Richards, Sinks, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—26.

Those who voted in the negative were—

Messrs. Kirby of Hamilton and Strong—2.

So the bill passed. The title was agreed to.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has indefinitely postponed the following bill:

S. B. No. 75: To amend section 6716, chapter 1, division 3, title 4 of the Revised Statutes of Ohio, relating to proceedings in error.

Attest:

D. J. EDWARDS, *Clerk*.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The Speaker of the House of Representatives has appointed as a committee of Conference on matters of difference between the two Houses on H. B. No. 658: Supplementary to chapter 4, title 1, part 4, of the Revised Statutes of Ohio,  
Messrs. Brown of Putnam, Groom, and Wetmore.

Attest:

D. J. EDWARDS, *Clerk*.

The President *pro tem.* appointed on such committee on the part of the Senate, Messrs. Pond, Strong, and Saltzgaber.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has agreed to the report of the committee on Conference on matters of difference between the two Houses on

Re-engrossed H. B. No. 320: To amend section 6944, and supplement section 7082 of the Revised Statutes of Ohio.

Attest:

D. J. EDWARDS, *Clerk*.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has concurred in the Senate amendments to

H. B. No. 402: Supplementary to section 1466, Revised Statutes of Ohio, relating to control of cemeteries.

H. B. No. 617: Supplemental to an act entitled "an act to amend an act entitled 'an act to amend the act entitled an act to create and establish a common school fund in part of the county of Warren, composed of the Virginia Military District,'" passed February 20, 1834; passed April 30, 1868. (Ohio Laws, volume 65, page 259.)

H. B. No. 594: To amend certain sections of subdivision 3, chapter 5, division 5, title 12, of the Revised Statutes of Ohio; also to amend section 2141 of chapter 1, division 6, title 12, of the Revised Statutes of Ohio, as amended February 27, 1880 (Ohio Laws, volume 77, page 33), and

March 29, 1880 (Ohio Laws, volume 77, page 89), and to repeal certain sections therein named.

H. B. No. 581: To amend section 7035 of the Revised Statutes of Ohio.

Attest:

D. J. EDWARDS, *Clerk*.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has passed the following bills, in which the concurrence of the Senate is requested:

H. B. No. 917—Mr. Cole: Supplementary to an act entitled "an act to authorize certain cities to build railroads, and to lease or operate the same," passed April 7, 1880 (Ohio Laws 77, page 131), and to repeal section 10 of said act.

H. B. No. 942—Mr. Cory: To authorize the transfer of certain funds therein named, and now in the treasury of the county of Crawford, and State of Ohio.

H. B. No. 635—Mr. Harmon: To amend section 3324 of the Revised Statutes of Ohio.

H. B. No. 891—Mr. Moore of Pike: To authorize the commissioners of Pike county to issue bonds to pay indebtedness of the county, and to levy tax for the payment thereof.

H. B. No. 969—Mr. Licey: To change the time fixed for holding the third term of the court of common pleas in the counties of Medina and Lorain, for the year A.D. 1881.

H. B. No. 794—Mr. Smith: Supplementary to the act of the General Assembly entitled "an act to authorize the commissioners of Noble county to construct certain free turnpike roads," passed April 14, 1880. (Ohio Laws, volume 77, page 394).

H. B. No. 936—Mr. Groom: To amend section 2689 of the Revised Statutes of Ohio.

H. B. No. 958—Mr. Brown of Putnam: Amendatory of and supplementary to an act passed and took effect April 13, 1880, entitled "an act to authorize certain townships in Putnam county, State of Ohio, to levy taxes to improve the public highways in said townships, and for other purposes, and repeal certain sections therein named."

Sub. for H. B. No. 800—Mr. Cole: To amend section 4006 of the Revised Statutes of Ohio.

H. B. No. 932—Mr. Locke: To amend section 6951 of the Revised Statutes of Ohio.

H. B. No. 955—Mr. Crites: Supplementary to an act entitled "an act to authorize certain villages to purchase certain real estate for railroad purposes, to construct machine shops, and to issue bonds therefor, and to authorize additional taxation to meet the principal and interest of said bonds," passed April 15, 1880 (O. L., vol 77, p. 229).

H. B. No. 789—Mr. Chapman: To amend sections 1941, 1945, 1946, and 1947 of the Revised Statutes of Ohio.

H. B. No. 839—Mr. Ward: To change the surnames of persons named therein.



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H. B. No. 836—Mr. Thorp: To amend section 1481 of the Revised Statutes of Ohio.

H. B. No. 816—Mr. Young: To authorize the council of the village of Forest to transfer certain funds.

H. B. No. 792—Mr. Ferguson: To authorize the commissioners of Clermont county, Ohio, to construct certain turnpike roads.

Attest:

D. J. EDWARDS, *Clerk*.

Said bills were read the first time.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has adopted the following joint resolution, in which the concurrence of the Senate is requested:

H. J. R. No. 119—Mr. Young: Authorizing the Governor to appoint a commissioner to act on the part of the State in the adjustment and settlement of claims against the general government.

Attest:

D. J. EDWARDS, *Clerk*.

Referred to the committee on Claims.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has adopted the following joint resolution, in which the concurrence of the Senate is requested:

H. J. R. No. 125—Committee on Federal Relations: Relating to the Yorktown celebration.

Attest:

D. J. EDWARDS, *Clerk*.

Referred to the committee on Federal Relations.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has adopted the following joint resolution, in which the concurrence of the Senate is requested:

H. J. R. No. 117—Mr. Clement: Relative to the pay of A. C. Williams.

Attest:

D. J. EDWARDS, *Clerk*.

Referred to the committee on Finance.

Friday, April 8, 1881.

## MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has concurred in the adoption of the following joint resolution:

S. J. R. No. 80: Instructing Supervisor of Public Printing to have bound 300 copies of Adjutant General's report for the year ending November 16, 1880.

Attest:

D. J. EDWARDS, *Clerk*.

## MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has concurred in the passage of the following bills:

S. B. No. 389: To amend section 1663 of the Revised Statutes of Ohio.

S. B. No. 369: To authorize the commissioners of Brown county to construct certain free turnpike roads.

S. B. No. 407: To fix the aggregate of taxes which may be levied for certain purposes in cities of the second class having by the federal census of 1880, or by any succeeding federal census, a population of 20,729.

S. B. No. 249: To amend section 3868 of the Revised Statutes of Ohio, in relation to the powers of certain corporations. (R. S., p. 915.)

S. B. No. 373: To authorize the trustees of the parsonage of the East Plainfield Circuit Methodist Episcopal Church, Coshocton county, Ohio, to sell certain lots of land.

Attest:

D. J. EDWARDS, *Clerk*.

## MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has refused to concur in the passage of the following bill:

S. B. No. 409: To amend section one of an act to provide compensation for members of county, city and State boards of equalization for the equalization of appraisement of real estate appraised in 1880, passed April 15, 1880, as amended March 11, 1881.

Attest:

D. J. EDWARDS, *Clerk*

Mr. Hollingsworth submitted the following report:

The joint committee on Enrollment have examined, and found correctly enrolled, the following bills and joint resolutions:

H. B. No. 594: To amend certain sections of subdivision 3, chapter 5, division 5, title 12, of the Revised Statutes of Ohio; also, to amend sec-

tion 2141 of chapter 1, division 6, title 12, of the Revised Statutes of Ohio, as amended February 27, 1880 (Ohio Laws, vol. 77, page 33), and March 29, 1880 (Ohio Laws, vol. 77, page 89), and to repeal certain sections therein named.

H. B. No. 617: Supplemental to an act entitled "an act to amend an act entitled 'an act to amend the act entitled an act to create and establish a common school fund in part of the county of Warren, composed of the Virginia Military District, passed February 20, 1834,' passed April 30, 1868." (Ohio Laws, volume 65, page 259.)

S. B. No. 387: To amend section 4 of an act entitled "an act to authorize the commissioners of Brown county, Ohio, to construct certain free turnpike roads," passed April 10, 1880 (Ohio Laws, volume 77, page 382.)

S. B. No. 395: To authorize the village council of the village of Bellevue to invest certain funds in United States and other securities.

H. B. No. 914: Making an appropriation to construct a culvert between locks number 28 and number 29, under the Miami and Erie canal, in Putnam county.

H. B. No. 748: To provide for county solicitors in counties containing cities of the second grade, class first, being supplementary to chapter 10, title 8, part 1, of the Revised Statutes of Ohio, and to amend sections 845 and 2862 of said statutes.

H. B. No. 920: To authorize the commissioners of Ross county to submit to the qualified electors of said county, at a special or general election, the proposition to levy an additional tax for the purpose of building a children's home.

H. B. No. 865: To amend section 4957 of the Revised Statutes of Ohio.

H. B. No. 557: To amend section 3150 of the Revised Statutes of Ohio.

H. B. No. 853: To divide Washington township, Lucas county, Ohio, into three election precincts.

H. B. No. 904: Combining the offices of marshal and street commissioner in certain incorporated villages.

H. B. No. 560: To amend section 3995 of the Revised Statutes of Ohio.

S. B. No. 301: For relief of Thomas Myers, late treasurer of Amanda township, Fairfield county, Ohio.

S. B. No. 302: To authorize certain townships to purchase certain real estate for railroad purposes, to construct machine shops, and to issue bonds therefor, and to authorize additional taxation to meet the principal and interest of said bonds.

S. B. No. 207: To amend section 5741 of the Revised Statutes of Ohio.

S. B. No. 384: To amend section three of an act entitled "an act to authorize the commissioners of Brown county, Ohio, to construct a free turnpike road from the terminus of the Ripley and Hillsborough free turnpike road to the Highland county line; and to construct a free turnpike road from the terminus of the Arnheim free turnpike road via Sardinia to the Highland county line; also, from the terminus of the Mt. Orab and Burton free turnpike road via Greenbush to the terminus of the Fayetteville and Chasetown free turnpike road," passed April 17, 1878 (Ohio Laws, volume 75, page 122).

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H. B. No. 579: To amend section 20 of the Revised Statutes of Ohio.

H. B. No. 660: To amend section 5170 of the Revised Statutes of Ohio.

H. B. No. 760: To authorize the transfer of funds arising from tax on dogs in Wayne county.

S. B. No. 385: To amend section 4 of an act entitled "an act to authorize the commissioners of Brown county, Ohio, to construct certain free turnpike roads," passed April 22, 1879. (Ohio Laws, volume 76, page 243.)

S. B. No. 386: To amend section four of an act entitled "an act to authorize the commissioners of Brown county, Ohio, to construct certain free turnpike roads, passed March 6, 1880. (Ohio Laws, volume 77, page 328.)

S. B. No. 371: To amend section 4796 of the Revised Statutes of Ohio.

S. B. No. 404: To authorize the city council of the city of Chillicothe to transfer a certain fund therein named.

S. B. No. 328: To authorize the council of the city of Steubenville to issue bonds to complete the twenty-inch water main and connections in said city.

S. B. No. 348: To authorize the commissioners of any county to build a monument or other memorial, to perpetuate the memory of soldiers who served in the Union army during the late rebellion.

S. J. R. No. 73: Authorizing the State Librarian to sell certain surplus reports and documents.

S. B. No. 67: Regulating the manufacture and sale of butter and cheese.

S. B. No. 258: To amend section 6871 of the Revised Statutes of Ohio.

D. A. HOLLINGSWORTH,  
L. M. STRONG,  
C. R. HARMON,  
G. W. MOORE,

H. R. SMITH,  
W. T. WALLACE,  
J. L. CORYELL,  
JOHN HARDY.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The Speaker of the House of Representatives has, in the presence of the House, signed the following bills and joint resolutions:

Amended H. B. No. 617: Supplemental to an act entitled "an act to amend the act entitled 'an act to amend the act entitled an act to create and establish a common school fund in part of the county of Warren, composed of the Virginia Military District, passed February 20, 1834,' passed April 30, 1868." (Ohio Laws, volume 65, page 259.)

H. B. No. 914: Making an appropriation to construct a culvert between locks 28 and 29, under the Miami and Erie Canal, in Putnam county.

H. B. No. 748: To provide for county solicitors in counties containing cities of the second grade, class first, being supplementary to chapters

10, title 8, part 1, of the Revised Statutes of Ohio, and to amend section 845 and 2862 of said statutes.

H. B. No. 760: To authorize the transfer of funds arising from tax on dogs in Wayne county.

H. B. No. 579: To amend section 20 of the Revised Statutes of Ohio.

H. B. No. 660: To amend section 5170 of the Revised Statutes of Ohio.

H. B. No. 920: To authorize the commissioners of Ross county to submit to the qualified electors of said county at a special or general election, the proposition to levy an additional tax for the purpose of building a children's home.

H. B. No. 865: To amend section 4957 of the Revised Statutes of Ohio.

H. B. No. 557: To amend section 3150 of the Revised Statutes of Ohio.

H. B. No. 853: To divide Washington township, Lucas county, into three election precincts.

S. B. No. 387: To amend section 4 of an act entitled "an act to authorize the commissioners of Brown county, Ohio, to construct certain free turnpike roads," passed April 10, 1880. (O. L., vol. 77, p. 382.)

S. B. No. 395: To authorize the village council of the village of Bellevue to invest certain funds in United States and other securities.

S. B. No. 404: To authorize the city council of the city of Chillicothe to transfer certain funds therein named.

S. B. No. 371: To amend section 4796 of the Revised Statutes of Ohio.

S. B. No. 385: To amend section 4 of an act entitled "an act to authorize the commissioners of Brown county, Ohio, to construct certain free turnpike roads," passed April 22, 1879. (Ohio Laws, volume 76, page 243.)

S. B. No. 386: To amend section 4 of an act entitled "an act to authorize the commissioners of Brown county, Ohio, to construct certain free turnpike roads," passed March 6, 1880. (Ohio Laws, volume 77, page 328.)

S. B. No. 348: To authorize the commissioners of any county to build a monument or other memorial to perpetuate the memory of soldiers who served in the Union army during the late rebellion.

S. B. No. 67: Regulating the manufacture and sale of butter and cheese, supplementary to chapter 10, title 5, part 2, of the Revised Statutes of Ohio.

S. B. No. 258: To amend section 6871 of the Revised Statutes of Ohio.

S. J. R. No. 73: Authorizing the State Librarian to sell certain surplus reports and documents.

S. B. No. 301: For the relief of Thomas Myers, late treasurer of Amanda township, Fairfield county.

S. B. No. 302: To authorize certain townships to purchase certain real estate for railroad purposes, to construct machine shops, and to issue bonds therefor, and to authorize additional taxation to meet the principal and interest of said bonds.

S. B. No. 207: To amend section 5741 of the Revised Statutes of Ohio.

S. B. No. 384: To amend section 3 of an act entitled "an act to authorize the commissioners of Brown county, Ohio, to construct a free turnpike road from the terminus of the Ripley and Hillsborough free turnpike road to the Highland county line; and to construct a free turnpike road from the terminus of the Arnheim free turnpike road via Sardinia to the Highland county line; also, from the terminus of the Mt. Orab and Burton free turnpike road via Greenbush to the terminus of the Fayetteville and Chasetown free turnpike road," passed April 17, 1880. (Ohio Laws, volume 75, page 122.)

H. B. No. 904: Combining the offices of marshal and street commissioner in certain incorporated villages.

H. B. No. 560: To amend section 3995 of the Revised Statutes of Ohio.

S. B. No. 328: To authorize the city council of the city of Steubenville to issue bonds to complete the twenty inch water main and connections in said city.

H. B. No. 594: To amend certain sections of subdivision 3, chapter 5, division 6, title 12, of the Revised Statutes of Ohio; also, to amend section 2141 of chapter 1, division 6, title 12, of the Revised Statutes of Ohio, as amended February 27, 1880 (Ohio Laws, volume 77, page 33), and March 29, 1880 (Ohio Laws, volume 77, page 89), and to repeal certain sections therein named.

Attest:

D. J. EDWARDS, *Clerk*.

The President *pro tem.*, in the presence of the Senate, signed said bills and joint resolution.

Mr. Carran submitted the following report:

The select committee of one, to whom was referred H. B. No. 901: To amend section 2689 of the Revised Statutes of Ohio, as amended March 27, 1880—having had the same under consideration, report it back.

THOMAS J. CARRAN.

The question being on the passage of the bill—

Mr. Carran moved to refer said bill (H. B. No. 901) to a select committee of one, with instructions to amend as follows:

In line 20, strike out the word "eight," and insert "nine."

In line 24, strike out the words, "nineteen mills," and insert "four hundred thousand dollars."

In line 27, after the word "class," strike out the words "nine and."

In line 28, strike out the words "five-tenths," and insert the word "eight."

Which was disagreed to.

Mr. Van Cleaf moved to reconsider the vote by which the Senate refused to refer said bill to a select committee of one.

Which was disagreed to.

Mr. Van Cleaf moved to lay said bill upon the table.

Which was agreed to.

On motion of Mr. Pollard, the third reading of H. B. No. 805: For the relief of Joseph W. Blair, was informally passed.

H. B. No. 763: To amend section 305 of the Revised Statutes of Ohio—was read the third time.

Mr. Sullivan moved to refer (H. B. No. 768) to a select committee of one, with instructions to amend as follows:

Strike out all after the word "section," in line 29, section 1.

Which was agreed to.

The President *pro tem.* appointed Mr. Jackson such committee, who reported the bill back amended as instructed.

The question then being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 27, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Beer, Carlisle, Cline, Creamer, Eggleston, Harper, Hartshorn, Horr, Jackson, Kirby of Hamilton, Kirby of Wyandot, Moore, Mounts, O'Hagan, Parker, Perkins, Pollard, Pond, Pringle, Richards, Saltzgaber, Sinks, Strong, Van Cleaf, and Wilkins of Tuscarawas—27.

So the bill passed. The title was agreed to.

On motion of Mr. Horr, the Senate adjourned.

Attest:

J. C. DONALDSON, *Clerk.*

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SATURDAY, April 9, 1881—10 O'CLOCK A.M.

The Senate met pursuant to adjournment.

The Journals of Thursday and Friday were read and approved.

Bills were read the second time, and referred as follows:

S. B. No. 439: To attach sections 5 and 8 of Jefferson township, Noble county, to Dexter precinct, for voting purposes.

To select committee of one—Mr. Pond.

S. B. No. 440: To amend section 7246 of the Revised Statutes of Ohio.

To committee on Judiciary.

S. B. No. 441: To amend section 6900, chapter 6, title 1, part 4, of the Revised Statutes of Ohio.

To committee on Judiciary.

S. B. No. 442: To amend section 7196 of the Revised Statutes of Ohio.

To committee on Judiciary.

S. B. No. 443: Supplementary to an act relating to cities of the first class, having a population exceeding 150,000 inhabitants, passed May 4, 1869.

To committee on Municipal Corporations.

S. B. No. 444: To amend section 5053 of the Revised Statutes of Ohio.

To committee on Judiciary.

H. B. No. 969: To change the time fixed for holding the third term of the court of common pleas in the counties of Medina and Lorain for the year A.D. 1881.

To committee on Judiciary.

H. B. No. 917: Supplementary of an act entitled "an act to authorize certain cities to build railroads, and to lease or operate the same," passed

April 7, 1880 (Ohio Laws, volume 77, page 131), and to repeal section 10 of said act.

To committee on Railroads, Turnpikes, and Telegraphs.

H. B. No. 891: To authorize the commissioners of Pike county to issue bonds to pay indebtedness of the county, and to levy a tax for the payment thereof.

To committee on Finance.

H. B. No. 942: To authorize the transfer of certain funds therein named, and now in the treasury of the county of Crawford, and State of Ohio.

To select committee of one—Mr. Kirby of Wyandot.

H. B. No. 635: To amend section 3324 of the Revised Statutes of Ohio.

To committee on Railroads, Turnpikes, and Telegraphs.

H. B. No. 792: To authorize the commissioners of Clermont county, Ohio, to construct certain turnpike roads.

To committee on Railroads, Turnpikes, and Telegraphs.

H. B. No. 955: Supplementary to an act entitled "an act to authorize certain villages to purchase certain real estate for railroad purposes, to construct machine shops and to issue bonds therefor, and to authorize additional taxation to meet the principal and interest of said bonds," passed April 15, 1880. (Ohio Laws, 77, page 229.)

To committee on Corporations other than Municipal.

Mr. Saltzgaber moved to take from the table H. B. No. 267.

Which was agreed to.

Mr. Saltzgaber moved to amend said bill as follows:

Insert after the word "party," in line 79, section 4470, the words: "if more than one matter is appealed from, and a party prevails as to one and loses as to another, the court shall determine how much of the costs such party shall pay."

Which was agreed to.

Mr. Saltzgaber moved to amend said bill as follows:

Insert in line 2, section 1, after "4461" the number "4464."

Insert in line 2, section 1, after "4478" the number "4479."

Insert in line 3, section 1, after "4498" the numbers "4511, 4552, 4559, 4560."

In line 3, section 2, strike out "4557."

Which was agreed to.

Mr. Moore moved to amend said bill as follows:

In lines 192 and 193, section 4486, after the words "apportioned to," strike out the word "such" and insert "the."

In line 193, after the word "lands," strike out "as may be."

In line 193 strike out "tiling" and insert "drainage."

On which motion the yeas and nays were demanded, taken, and resulted—yeas 10, nays 8, as follows:

Those who voted in the affirmative were—

Messrs. Hitchcock, Horr, Jackson, Marriott, Moore, Mounts, Parker, Strong, Van Cleaf, and Wilkins of Fulton—10.

Those who voted in the negative were—

Messrs. Eggleston, Harper, Hartshorn, Kirby of Wyandot, O'Hagan, Perkins, Saltzgaber, and Sinks—8.

The President *pro tem.* announced "no quorum voting," and directed the Clerk to call the roll of the Senate.



The roll was called, and the following Senators answered to their names:

Messrs. Beebe, Cline, Eggleston, Harper, Hartshorn, Hitchcock, Horr, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pond, Richards, Saltzgaber, Sinks, Strong, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—22.

Leave of absence was asked for and granted Messrs. Hollingsworth and Kirby of Hamilton.

The President *pro tem* directed the Clerk to again call the roll on agreeing to the motion of Mr. Moore to amend H. B. No. 267.

The yeas and nays were again taken, and resulted—yeas 10, nays 9, as follows:

Those who voted in the affirmative were—

Messrs. Cline, Hartshorn, Hitchcock, Horr, Marriott, Moore, Mounts, Parker, Pond, and Richards—10.

Those who voted in the negative were—

Messrs. Beebe, O'Hagan, Perkins, Saltzgaber, Sinks, Strong, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—9.

So the amendment was agreed to.

Said bill was read the third time.

The question then being "Shall the bill pass?" the yeas and nays were ordered, taken and resulted—yeas 20, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Cline, Eggleston, Harper, Hartshorn, Hitchcock, Horr, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Richards, Saltzgaber, Sinks, Strong, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—20.

So the bill passed.

The title was amended as follows: Insert after "4461" the number "4464;" insert after "4478" the number "4479;" insert after "4498" the numbers "4511, 4552, 4559, 4560;" insert after "4457" the number "4471," and was then agreed to.

Mr. Eggleston moved to suspend the second reading of bills, and take up the bills for third reading.

Which was agreed to.

On motion of Mr. Sinks, the third reading of H. B. No. 805: For the relief Joseph W. Blair—was informally passed.

H. B. No. 535: To amend section 1531 of the Revised Statutes of Ohio—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 19, nays 1, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Cline, Eggleston, Harper, Hartshorn, Horr, Kirby of Wyandot, Marriott, Moore, Mounts, Parker, Perkins, Pond, Richards, Saltzgaber, Sinks, Strong, Wilkins of Fulton, and Wilkins of Tuscarawas—19.

Mr. Van Cleaf voted in the negative.

So the bill passed. The title was agreed to.

The following communication was received from the Governor:

Saturday, April 9, 1881.

## STATE OF OHIO, EXECUTIVE DEPARTMENT,

COLUMBUS, April 9, 1881.

*To the Senate:*

I have the honor to nominate, and by and with the advice and consent of the Senate appoint, Henry Luskey, of Hamilton county, to be Commissioner of Statistics of Labor, for the term of two years.

Very respectfully,

CHARLES FOSTER, *Governor.*

Referred to committee on Manufactures and Commerce.

Mr. Atkinson asked and obtained leave of absence until next Tuesday.

Mr. Parker asked and obtained leave of absence until next Monday, at 4 o'clock p.m.

On motion of Mr. Pond, the bills for third reading on to-day's calendar were postponed until next Tuesday, and ordered placed on the calendar for that day.

On motion of Mr. Van Cleaf, the second reading of bills was resumed, and bills were read the second time and referred as follows:

H. B. No. 836: To amend section 1481 of the Revised Statutes of Ohio.

To committee on Finance.

H. B. No. 839: To change the surnames of persons therein named.

To committee on Federal Relations.

H. B. No. 936: To amend section 2689 of the Revised Statutes of Ohio.

To select committee of one—Mr. Van Cleaf.

H. B. No. 800: To amend section 4 of an act entitled "an act for the control and maintenance of public libraries in certain cities," passed May 15, 1879.

To committee on Library.

H. B. No. 958: Amendatory of and supplementary to an act passed and took effect April 13, 1880, entitled "an act to authorize certain townships in Putnam county, State of Ohio, to levy taxes to improve the public highways in said townships, and for other purposes, and repeal certain sections therein named.

To committee on Roads and Highways.

H. B. No. 932: To amend section 6951 of the Revised Statutes of Ohio.

To committee on Agriculture.

H. B. No. 816: To authorize the council of the village of Forest to transfer certain funds.

To committee on Municipal Corporations.

H. B. No. 739: To amend sections 1941, 1945, 1946, and 1947 of the Revised Statutes of Ohio.

To committee on Municipal Corporations.

H. B. No. 898: Making appropriations to meet deficiencies.

To committee on Finance.

H. B. No. 794: Supplementary to the act of the General Assembly, entitled "an act to authorize the commissioners of Noble county to con-

struct certain free turnpike roads," passed April 14 1880. (Ohio Laws, vol. 77, p. 394).

To committee on Railroads and Telegraphs.

S. B. No. 445: To authorize the council of Hanover, Columbiana county, to issue bond for town hall.

To committee on Municipal Corporations.

The following bills were introduced and read the first time:

S. B. No. 446—Mr. Moore: To authorize certain incorporated villages to construct machine shops, and issue bonds therefor.

S. B. No. 447—Mr. Saltzgaber: To authorize certain townships to build railroads, and to lease or operate the same.

S. B. No. 448—Mr. Hitchcock: To authorize the construction of a tow hall by the trustees of Burton, Ohio, and to empower them to borrow money therefor.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The following bills have been introduced in the House of Representatives and read the first time:

H. B. No. 963—Mr. Marsh: To provide a site and erect thereon an asylum for the insane.

H. B. No. 964—Mr. Bull: Supplemental to an act entitled "an act to authorize the village of Ashland, Ashland county, Ohio, to borrow money to build a town hall," passed March 24, 1881.

H. B. No. 965—Mr. Voight: To amend section 4098 of the Revised Statutes of Ohio, providing for the appointment of the board of directors of the University of Cincinnati.

H. B. No. 966—Mr. Voight: To amend section 1645 of the Revised Statutes of Ohio.

H. B. No. 967—Mr. Hill of Hamilton: Supplementary to an act to amend sections 944, 995, 997, 1002 of the Revised Statutes of Ohio.

H. B. No. 968—Mr. Hardy: For the relief of Philip Endlich.

H. B. No. 969—Mr. Lacey: To change the time fixed for holding the third term of the court of common pleas in the counties of Medina and Lorain, for the year A. D. 1881.

H. B. No. 970—Mr. King: To authorize the village of Clarksville, Clinton county, to levy a tax for the relief of Geo. W. Garrison and Ezekiel Cast.

H. B. No. 971—Mr. Scott of Warren: Making appropriations for the payment of the salaries and mileage of members of the General Assembly, per diem of clerks, sergeants-at-arms, and employes.

Attest:

D. J. EDWARDS, *Clerk*.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has indefinitely postponed

S. J. R. No. 32: Empowering the Auditor, Superintendent of Insurance, and Attorney General of the State to compromise the claims of

Saturday, April 9, 1881.

the State against the sureties of Brooks & Patton, and George W. Gill, defaulting contractors.

S. B. No. 364: To amend section 522 of the Revised Statutes of Ohio.

Attest:

D. J. EDWARDS, *Clerk*.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has concurred in the passage of the following bill:

S. B. No. 316: To authorize certain townships to build railroads, and to lease or operate the same.

Attest:

D. J. EDWARDS, *Clerk*.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has passed the following bills, in which the concurrence of the Senate is requested:

H. B. No. 587—Mr. Patton: To amend section 484 of the Revised Statutes.

H. B. No. 949—Mr. Atkinson: To authorize certain incorporated villages to construct machine shops and issue bonds therefor.

H. B. No. 938—Mr. Wheeler: To authorize certain incorporated villages to build railroads, and to lease or operate the same.

H. B. No. 777—Mr. Armstrong: To authorize the creation of a special school district in East Union township, Wayne county, Ohio.

H. B. No. 690—Mr. Howard: To establish the fees and compensation of certain county officers in counties having at the federal census of 1870 a population of not less than 46,000 and not more than 52,000, and being supplemental to sections 1013 to 1162 of the Revised Statutes of Ohio, inclusive.

H. B. No. 894—Mr. Hume: Supplementary to an act entitled "an act supplementary to an act entitled an act to provide for the apportionment of trustees and disposition of moneys, property, and assets, held in trust for building soldiers' monuments," and also supplementary to an act entitled "an an act supplementary to an act to provide for the apportionment of trustees and disposition of moneys, property, and assets held in trust for building soldiers' monuments." (Ohio Laws, volume 68, page 122, Ohio Laws, volume 72, page 60, Ohio Laws, volume 74, page 83.)

H. B. No. 902—Mr. Beman: Authorizing issue of bonds by Jackson school district, Jackson county, Ohio.

H. B. No. 903—Mr. McCullough: To authorize the commissioners of Allen county, Ohio, to transfer funds from tax on dogs to the Agricultural Society of Allen county, Ohio.

H. B. No. 952—Mr. Dunham: To authorize certain cities to build railroads, and to lease or operate the same.

H. B. No. 960—Mr. Palmer: To authorize the trustees of Middleburg township, Cuyahoga county, Ohio, to levy a tax for the support of the poor, and to pay an existing indebtedness against said township, contracted for the support of its poor.

H. B. 947—Mr. Tyler of Wyandot: To amend section 3 of an act entitled "an act to create a special school district in Richland township, Wyandot county, Ohio, add to authorize the board of education of said township to transfer certain funds to the board of education of said special school district," passed May 2, 1877.

H. B. No. 545—Mr. Stubbs: To amend section 4800 of the Revised Statutes of Ohio.

H. B. No. 941—Mr. Greene: To authorize the board of education of the city school district of Xenia city to transfer certain funds.

H. B. No. 803—Mr. Wolfe: To authorize the village of Logan, Hocking county, to issue bonds to purchase cemetery grounds.

Attest:

D. J. EDWARDS, *Clerk*.

Said bills were read the first time.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has concurred in the passage of the following bill:

Re-engrossed S. B. No. 297: To amend sections 3033, 3034, 3035, 3036, 3037, 3038, 3039, 3046, 3071, 3075, 3078, 3081, and 3082 of the Revised Statutes of Ohio.

With the following amendments, in which the concurrence of the Senate is requested:

Strike out all of section 3036 and 3037, and in line 138, section 3082, after the word "man," insert the words "commutation for which shall be allowed to any regiment upon request of the commandant thereof, and separately, to any company, troop, or battery, upon the request of the commandant, which request shall be filed with the Adjutant General 30 days prior to the date of said encampment."

In section 1, line 3, strike out the "No. 3081," in same section, line 124 to 132, both inclusive, strike out all of section 3081.

In section 2, strike out the "No. 3081."

In line 2, section 1, strike out the figures "3036," and "3037."

In section 3039, line 63, strike out "5," and insert "10."

Strike out the numbers "3036" and "3037" from the repealing clause.

Amend the title by striking the Nos. "3036," "3037," and "3081."

Attest:

D. J. EDWARDS, *Clerk*.

On motion of Mr. Beebe, said message was laid upon the table.

Mr. Strong submitted the following report:

The joint committee on Enrollment have examined, and found correctly enrolled, the following bills:

H. B. No. 870: To authorize the commissioners of Morrow county to build a jail.

H. B. No. 667: To pay certain claims of Company A of the Sixth Regiment O. N. G.

H. B. No. 673: In relation to the codification of ordinances in cities of the third grade of the first class.

H. B. No. 320: To amend section 6944 and supplement 7032 of the Revised Statutes of Ohio.

H. B. No. 402: Supplementary to section 1466, Revised Statutes, relating to control of cemeteries.

H. B. No. 649: To transfer funds from dog tax fund to Preble county Agricultural Society.

H. B. No. 905: To transfer the surplus dog tax of Marion county to the Agricultural Society.

H. B. No. 736: To amend section 1393 of the Revised Statutes.

H. B. No. 782: To amend section 938 of the Revised Statutes of Ohio.

H. B. No. 896: To authorize the commissioners of Champaign county, Ohio, to transfer funds from the tax on dogs to the Champaign County Agricultural Society.

H. B. No. 860: To authorize the transfer of funds arising from the tax on dogs in Union county, Ohio.

D. A. HOLLINGSWORTH,  
GEO. W. MOORE,  
JOHN F. LOCKE,  
JOHN HARDY,  
W. T. WALLACE,

L. M. STRONG,  
H. R. SMITH,  
C. R. HARMON,  
J. L. CORYELL,  
J. K. POLLARD.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The Speaker of the House of Representatives has, in the presence of the House, signed the following bills:

H. B. No. 870: To authorize the commissioners of Morrow county to build a jail.

H. B. N. 667: To pay certain claims of company "A" of the Sixth Regiment, O. N. G.

H. B. No. 673: In relation to the codification of ordinances in cities of the third grade of the first class.

H. B. No. 402: Supplementary to section 1466, Revised Statutes of Ohio, relating to the control of cemeteries.

H. B. No. 320: To amend section 6944, and supplement 7032 of the Revised Statutes of Ohio.

H. B. No. 649: To transfer funds from dog tax fund to Preble county Agricultural Society.

H. B. No. 905: To transfer the surplus dog tax of Marion county to the Agricultural Society.

Sub. for H. B. No. 736: To amend section 1393 of the Revised Statutes of Ohio.

H. B. No. 782: To amend section 938 of the Revised Statutes of Ohio.

H. B. No. 896: To authorize the commissioners of Champaign county, Ohio, to transfer funds raised from the tax on dogs to the Champaign County Agricultural Society.

H. B. No. 860: To authorize the transfer of funds arising from tax on dogs in Union county, Ohio.

Attest:

D. J. EDWARDS, *Clerk*.

The President *pro tem.* of the Senate, in the presence of the Senate, signed said bills.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has adopted the following joint resolution, in which the concurrence of the Senate is requested:

Substitute for H. J. R. 112—Mr. Hill of Hamilton: Empowering the Board of Public works to lease certain lots or pieces of lands.

Attest:

D. J. EDWARDS, *Clerk*.

Referred to committee on Public Works.

Mr. Beer submitted the following report:

The committee on Finance to whom was referred H. B. No. 717: Directing the trustees of Hopewell township, Perry county, Ohio, to levy a tax to build a town hall—having had the same under consideration, report it back, with following amendment, and recommend its passage when so amended:

Strike out of section 1 all following the word "built" in line 5, and insert in lieu thereof "at such point in said township as may be designated by the larger plurality or a majority of the electors of said township upon their ballots cast at the election herein provided for. The said township hall shall not cost to exceed the amount of tax herein authorized to be levied, and shall, when constructed, be the place of holding elections in the township."

THOS. M. BEER,  
B. EGGLESTON,  
C. S. PARKER,

B. WILKINS,  
P. HITCHCOCK.

Said amendment was agreed to.

Said bill was ordered to be engrossed, and read the third time next Tuesday.

Mr. Beebe presented the petition of W. L. Storr, and 140 other citizens of Lucas county, asking the passage of S. B. No. 852.

Which was referred to the committee on Railroads, Turnpikes, and Telegraphs.

Mr. Beebe submitted the following report:

The committee on Railroads, Telegraphs, and Turnpikes, to whom was referred S. B. No. 438: To authorize certain townships to build railroads and to lease or operate the same—having had the same under consideration, report it back and recommend its passage.

D. D. BEEBE,  
CHAS. FLEISCHMANN,  
D. A. HOLLINGSWORTH,

H. E. O'HAGAN,  
B. W. CARLISLE.

Said bill was ordered to be engrossed, and read the third time next Tuesday.

Saturday, April 9, 1881.

Mr. Beebe submitted the following report:

The committee on Roads and Highways, to whom was referred H. B. No. 524: To repeal an act entitled an act to authorize the trustees of the several townships of Knox county to levy a tax to improve the public roads, passed March 25, 1880—having had the same under consideration, report it back and recommend its passage.

D. D. BEEBE,  
JOSIAH KIRBY,  
G. W. MOORE,

J. K. POLLARD,  
P. HITCHCOCK,  
B. W. CARL-LE.

Said bill was ordered to be read the third time next Tuesday.

Mr. Jackson submitted the following report:

The committee on Mines and Mining, to whom was referred H. B. No. 731: To amend section 298 of the Revised Statutes of Ohio—having had the same under consideration, report it back and recommend its passage

LYMAN J. JACKSON,  
J. J. SULLIVAN,  
FRANK M. ATKINSON,

A. R. CREAMER,  
H. B. PERKINS,  
F. B. POND.

Said bill was ordered to be read the third time next Tuesday.

Mr. Hartshorn submitted the following report:

The committee on Common Schools and School Lands to whom was referred H. B. No. 166: To amend section 4001 of the Revised Statutes of Ohio—having had the same under consideration, report it back and recommend its passage.

E. N. HARTSHORN,  
L. HARPER,  
T. J. PRINGLE,  
THOS. M. BEER,

H. E. O'HAGAN,  
W. C. CLINE,  
A. R. VAN CLEAF.

Said bill was ordered to be read the third time next Tuesday.

Mr. Pond submitted the following report:

The committee on Judiciary, to whom was referred S. R. No. 56: Relating to pay of Frank D. Bayless, contesting seat of Senator from 7th District—having had the same under consideration, report it back and recommend its adoption.

F. B. POND,  
G. M. SALTZGABER,  
F. M. MARRIOTT,

LYMAN L. JACKSON,  
R. G. RICHARDS.

On motion of Mr. Pond, further consideration of said resolution was postponed until next Tuesday.

Mr. Sinks submitted the following report:

The committee on Claims, to whom was referred H. B. No. 838: For the relief of Delila M. Swigart—having had the same under consideration, report it back and recommend its passage.

JNO. F. SINKS,  
C. S. PARKER,  
J. J. SULLIVAN,

L. M. SPONG,  
J. L. MOUNTS,  
F. B. POND.

Said bill was ordered to be read the third time next Tuesday.



Mr. Pond offered the following joint resolution, which was referred to the committee on Public Printing:

S. J. R. No. 85: *Resolved by the General Assembly of the State of Ohio,* That the Supervisor of Public Printing be and he is hereby directed to have bound in cloth the three hundred copies of the Catalogue of the Law Library, heretofore ordered by the General Assembly, and deliver the same to the Law Librarian, who is ordered to distribute the same as the judges of the Supreme Court shall direct.

On motion of Mr. Van Cleaf, the Senate adjourned until 11 o'clock a.m. next Monday.

Attest:

J. C. DONALDSON, *Clerk.*

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MONDAY, April 11, 1881—11 O'CLOCK A.M.

The Senate met pursuant to adjournment.

Prayer by Rev W. E. Moore.

The Journal was read and approved.

Bills were read the second time, and referred as follows:

S. B. No. 446: To authorize certain incorporated villages to construct machine shops, and issue bonds therefor.

To committee on Railroads, Turnpikes, and Telegraphs.

H. B. No. 941: To authorize the board of education of the city school district of Xenia city to transfer certain funds.

To committee on Finance.

H. B. No. 938: To authorize certain incorporated villages to build railroads, and to lease or operate the same.

To committee on Railroads, Turnpikes, and Telegraphs.

H. B. No. 952: To authorize certain cities to build railroads, and to lease or operate the same.

To committee on Railroads, Turnpikes, and Telegraphs.

H. B. No. 960: To authorize the trustees of Middleburg township, Cuyahoga county, Ohio, to levy a tax for the support of the poor, and to pay an existing indebtedness against said township, contracted for the support of its poor.

To committee on Finance.

H. B. No. 903: To authorize the commissioners of Allen county, Ohio, to transfer funds from tax on dogs to the Agricultural Society of Allen county, Ohio.

To committee on Agriculture.

H. B. No. 803: To authorize the village of Logan, Hocking county, to issue bonds to purchase cemetery grounds.

To select committee of one—Mr. Carlisle.

H. B. No. 902: Authorizing issue of bonds by Jackson school district, Jackson county, Ohio.

To committee on Schools and School Lands.

H. B. No. 545: To amend section 4800 of the Revised Statutes of Ohio.

To committee on Railroads, Turnpikes, and Telegraphs.

H. B. No. 690: To establish the fees and compensation of certain county officers in counties having at the federal census of 1870 a population of not less than 46,000 and not more than 52,000, and being supplemental to sections 1013 to 1162 of the Revised Statutes of Ohio, inclusive.

To committee on Corporations other than Municipal.

H. B. No. 777: To authorize the creation of a special school district in East Union township, Wayne county, Ohio.

To committee on Schools and School Lands.

H. B. No. 587: To amend section 484 of the Revised Statutes of Ohio.

To committee on Railroads, Turnpikes, and Telegraphs.

H. B. No. 894: Supplementary to an act entitled "an act supplementary to an act entitled an act to provide for the apportionment of trustees and disposition of moneys, property, and assets, held in trust for building soldiers' monuments," and also supplementary to an act entitled "an act supplementary to an act to provide for the apportionment of trustees and disposition of moneys, property, and assets held in trust for building soldiers' monuments." (Ohio Laws, volume 68, page 122, Ohio Laws, volume 72, page 60, Ohio Laws, volume 74, page 83.)

To committee on Soldiers' and Sailors' Orphans' Home.

H. B. No. 949—: To authorize certain incorporated villages to construct machine shops and issue bonds therefor.

Said bill was ordered to be engrossed, and read the third time to-morrow.

H. B. No. 947: To amend section 3 of an act entitled "an act to create a special school district in Richland township, Wyandot county, Ohio, add to authorize the board of education of said township to transfer certain funds to the board of education of said special school district," passed May 2, 1877.

Said bill was ordered to be engrossed, and read the third time to-morrow.

Mr. Pond submitted the following report:

The committee on Judiciary, to whom was referred S. B. No. 421: To create two election precincts in Brown township, Vinton county, Ohio—having had the same under consideration, report it back, with following amendments, and recommend its passage, when so amended:

Insert after the word "township," in line 12, section 1, the words, "to the south-east corner of section thirty-three."

Strike out the word "fraction," in line 13, section 1, and insert in lieu thereof the word "section."

F. B. POND,  
THOS. J. CARRAN,  
F. M. MARRIOTT,  
G. M. SALTZGABER.

T. J. PRINGLE,  
LYMAN J. JACKSON,  
D. A. HOLLINGSWORTH.

Said amendments were agreed to.

Said bill was ordered to be engrossed, and read the third time to-morrow.

Mr. Kirby of Wyandot submitted the following report:

The select committee of one, to whom was referred H. B. No. 942: To authorize the transfer of certain funds therein named, and now in the treasury of the county of Crawford, and State of Ohio—having had the same under consideration, report it back, and recommend its passage.

M. H. KIRBY.

Said bill was ordered to be read the third time to-morrow.

Mr. Van Cleaf submitted the following report:

The select committee of one, to whom was referred H. B. No. 936: To amend section 2689 of the Revised Statutes of Ohio—having had the same under consideration, report it back, and recommend its passage.

A. R. VAN CLEAF.

Said bill was ordered to be read the third time to-morrow.

Mr. Hitchcock submitted the following report:

The select committee of one, to whom was referred S. B. No. 362: To amend section 4073 of the Revised Statutes of Ohio—report it back, asking it be placed on the calendar for to-morrow.

P. HITCHCOCK.

Said bill was ordered to be placed on the calendar for to-morrow.

On motion of Mr. Hollingsworth, H. B. No. 901 was taken from the table and ordered placed on the calendar for to-morrow.

On motion of Mr. Hitchcock, the Senate took a recess.

### THREE O'CLOCK P.M.

S. B. No. 448: To authorize the construction of a town hall by the trustees of Burton, Ohio, and to empower them to borrow money therefor—was read the second time.

Mr. Hitchcock moved to amend said bill by striking out "two," in section 2, and inserting "one and a half" in lieu thereof.

Which was agreed to.

Mr. Pond submitted the following report:

The select committee of one to, whom was referred S. B. No. 439: To attach sections five and eight of Jefferson township, Noble county, to Dexter precinct, for voting purposes—having had the same under consideration, report it back and recommend its passage.

F. B. POND.

On motion of Mr. Pond, said bill was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 19, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Beer, Carlisle, Entekin, Hitchcock, Horr, Hollingsworth, Kelly, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Perkins, Pollard, Pond, Richards, Van Cleaf, and Wilkins of Fulton—19.

So the bill passed. The title was agreed to.

On motion of Mr. Marriott, H. B. No. 718 was taken from the table, and ordered placed on the calendar for to-morrow.

Mr. Entrekin moved to take from the table the message from the House containing House amendments to S. B. No. 297.

Which was agreed to.

The question being on concurring in said amendments, the yeas and nays were ordered, taken, and resulted—yeas 1, nays 18, as follows:

Mr. Hollingsworth voted in the affirmative.

Those who voted in the negative were—

Messrs. Beebe, Beer, Carlisle, Entrekin, Hitchcock, Horr, Kelly, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Perkins, Pollard, Pond, Richards, Van Cleaf, and Wilkins of Fulton—18.

So the Senate refused to concur in said amendments.

On motion of Mr. Hitchcock, the order of business of reports of standing committees was taken up.

Mr. Pond submitted the following report:

The committee on Judiciary, to whom was referred H. B. No. 969: To change the time fixed for the holding of the third term of the court of common pleas in the counties of Medina and Lorain for the year 1881—having had the same under consideration, report it back and recommend its passage.

F. B. POND,

D. A. HOLLINGSWORTH,

R. G. RICHARDS,

F. M. MARRIOTT.

Said bill was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 21, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Beer, Carlisle, Entrekin, Hitchcock, Horr, Hollingsworth, Kelly, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Perkins, Pollard, Pond, Richards, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscawawas—21.

So the bill passed. The title was agreed to.

Mr. Pollard submitted the following report:

The committee on Agriculture, to whom was referred H. B. No. 753: To amend section 1 of an act entitled "an act to regulate the distribution of any surplus that may remain in the treasury of the county of Scioto arising from the tax on dogs," passed March 30, 1880—having had the same under consideration, report it back without recommendation.

P. HITCHCOCK,

J. K. POLLARD,

M. H. KIRBY.

R. G. RICHARDS.

B. W. CARLISLE.

Said bill was ordered to be read the third time to-morrow.

Mr. Hitchcock submitted the following report:

The committee on Agriculture, to whom was referred H. B. No. 945: To authorize the commissioners of Guernsey county, Ohio, to transfer funds from tax on dogs to the Guernsey county Agricultural Society—having had the same under consideration, report it back without recommendation.

R. G. RICHARDS,

P. HITCHCOCK,

M. H. KIRBY,

J. K. POLLARD.

B. W. CARLISLE,

Said bill was ordered to be read the third time to-morrow.

Mr. Hitchcock submitted the following report:

The committee on Agriculture, to whom was referred H. B. No. 932: "To amend section 6951 of the Revised Statutes of Ohio"—having had the same under consideration, report it back with following amendment, and recommend its passage when so amended:

In line 19, strike out "provided that."

P. HITCHCOCK,  
R. G. RICHARDS,

B. W. CARLISLE,  
J. K. POLLARD,

Said amendment was agreed to.

Said bill was ordered to be read the third time to-morrow.

Mr. Carlisle submitted the following report:

The committee on Agriculture, to whom was referred H. B. No. 903: To authorize the commissioners of Allen county to transfer funds from tax on dogs to the Agricultural Society of Allen county, Ohio—having had the same under consideration, report it back without recommendation.

B. W. CARLISLE,  
R. G. RICHARDS,

P. HITCHCOCK,  
M. H. KIRBY.

Said bill was ordered to be read the third time to-morrow.

Mr. Beebe submitted the following report:

The committee on Railroads, Telegraphs, and Turnpikes, to whom was referred H. B. No. 917: Supplementary to an act entitled "an act to authorize certain cities to build railroads, and to lease or operate the same," passed April 7, 1880 (Ohio Laws, vol. 77, page 131), and repeal section ten (10) of said act—having had the same under consideration, report it back and recommend its passage.

D. D. BEEBE,  
THOS. M. BEER,  
GEO. P. TYLER,

B. W. CARLISLE,  
D. A. HOLLINGSWORTH.

Said bill was ordered to be read the third time to-morrow.

Mr. Beebe moved to reconsider the vote by which the Senate refused to concur in the House amendments to S. B. No. 338.

Which was agreed to.

The question recurring on concurring in said amendments, the yeas and nays were ordered, taken and resulted—yeas 20, nays none, as follows:

Those who voted in the affirmative were—

Messrs Beebe, Beer, Carlisle, Cline, Entrekin, Horr, Hollingsworth, Kelly, Kirby of Wyandot, Marriott, Moore, Mounts, Perkins, Pollard, Pond, Richards, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—20.

So the Senate concurred in said amendments.

The following communication was received from the Governor:

STATE OF OHIO, EXECUTIVE DEPARTMENT,

COLUMBUS, April 11, 1881.

To the General Assembly:

I have the honor to transmit herewith a communication from Eugene

Monday, April 11, 1881.

Hudewood, Esq., President of the Mississippi Valley State Commission, setting forth the purposes of said Commission, and representing the importance and necessity of an appropriation on behalf of the State of Ohio, for its support.

There being but one copy of the communication, it is transmitted to the House of Representatives.

Very respectfully,

CHARLES FOSTER, *Governor*.

On motion of Mr. Pond, said message was referred to the committee on Manufactures and Commerce.

Mr. Carlisle submitted the following report:

The select committee of one, to whom was referred H. B. No. 803: To authorize the village of Logan, Hocking county, to issue bonds to purchase cemetery grounds—having had the same under consideration, report it back, and recommend its passage.

B. W. CARLISLE.

Said bill was ordered to be read the third time next Wednesday.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has concurred in the passage of the following bill:

S. B. No. 406: To authorize the board of education of Rush Creek township, of Fairfield township, to borrow money and issue bonds for school house purposes.

S. B. No. 296: For the regulation of children's homes and industrial schools established under the general incorporation laws of the State, in counties containing a city of the first class and second grade, and to repeal an act supplementary to the act of 1876, for the establishment, support, and regulation of children's homes in the several counties and children's homes districts in the State, passed April 24, 1877, (O. L., vol. 74, p. 128).

S. B. No. 402: For the relief of the heirs of Eliza W. Heaton.

Attest:

D. J. EDWARDS, *Clerk*.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has passed the following bill, in which the concurrence of the Senate is requested:

H. B. No. 964—Mr. Bull: Supplemental to an act entitled "an act to authorize the village of Ashland, Ashland county, Ohio, to borrow money to build a town hall," passed March 24, 1881.

H. B. No. 971—Mr. Scott of Warren: Making appropriations for the payment of the salaries and mileage of members of the General Assembly, per diem of clerks, sergeants-at-arms, and employees.

H. B. No. 858—Mr. Brownfield: To authorize the trustees of the township of Licking, Licking county, Ohio, to erect a town hall in the town of Jackson, Ohio.

H. B. No. 815—Mr. Holloway: Authorizing the board of equalization of Lucas county, and the auditor of said county, to make certain corrections upon the delinquent tax duplicate of said county.

H. B. No. 948—Mr. Harmon: To authorize the commissioners of Portage county to appropriate surplus dog tax funds of said county.

H. B. No. 959—Mr. Dempcy: To amend section 5189b of an act entitled "an act supplementary to title 1, division 3, chapter 2, subdivision 1 of the Revised Statutes of Ohio," passed and took effect March 29, 1881.

H. B. No. 944—Mr. Cole: Authorizing commissioners of Society county to build certain free turnpikes.

H. B. No. 970—Mr. King: To authorize the village of Clarksville, Clinton county, to levy a tax for the relief of Geo. W. Garrison and Ezekiel Cast.

H. B. No. 719—Mr. Allen: To provide for the support of certain orphans of deceased soldiers outside of the Ohio Soldiers' and Sailors' Orphans' Home.

H. B. No. 783—Mr. Letcher: To amend sections 63, 66, and 70, and to repeal section 76 of the Revised Statutes of Ohio.

Attest:

D. J. EDWARDS, *Clerk*.

Said bills were read the first time.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has concurred in the Senate amendments to the following bills:

H. B. No. 104: To amend section 7090 of the Revised Statutes of Ohio.

H. B. No. 763: To amend section 305 of the Revised Statutes of Ohio.

Attest:

D. J. EDWARDS, *Clerk*.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has indefinitely postponed the following bill:

S. B. No. 405: To authorize certain townships to build railroads, and to lease or operate the same.

Attest:

D. J. EDWARDS, *Clerk*.

Monday, April 11, 1881.

## MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives requests the return of  
S. B. No. 361: To amend section 937 of the Revised Statutes of  
Ohio.

Attest:

D. J. EDWARDS, *Clerk.*

On motion of Mr. Hitchcock, the request of the House was acceded to.

## MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has concurred in the passage of the following bill:

S. B. No. 322: To authorize the commissioners of Guernsey county to repair the Quaker City and Summerfield turnpike.

With the following amendments, in which the concurrence of the Senate is requested:

In line 2, section 1, strike out the words "and required."

Also, in line 3, section 2, strike out the word "one," and insert "two-tenths of a."

Attest:

D. J. EDWARDS, *Clerk.*

Referred to the committee on Roads and Highways.

## MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has concurred in the passage of the following bill:

Re engrossed S. B. No. 393: Supplementary to an act entitled "an act to authorize the survey and estimate of the grading of certain roads in Perry county," passed April 17, 1880.

With the following amendments, in which the concurrence of the Senate is requested:

In section 3 strike out all of line "14," and insert in lieu thereof the words: "as shall be adjudged to be as far as practicable the best, cheapest and most convenient route."

In same section, line 17, strike out the words "or hamlets."

Strike out the first four lines of section 6, and insert in lieu thereof "except as otherwise provided in this act, the location, establishment, construction, and maintenance of any free turnpike herein authorized shall be under and in accordance with the provisions of sections."

Also, after the word "three," in line 13 of said section, insert the word "further."

At the end of said section add: "The township trustees shall be furnished with a copy of the specifications for grading in the township,



and the contracts for grading shall be separate from other expenses, and the commissioners shall cause the cost of grading to be certified in duplicate to the trustees and county auditor, and the tax levied for payment thereof by the township as in other cases."

Also, before the word "grading," in line 22 of same section, insert the word "necessary."

In line 26, same section, strike out "fifteen hundred," and insert "one thousand."

Strike out section 9, after the number, and insert in lieu thereof: "The bridge across St. Joseph creek, on the Somerset and New Lexington road, is also hereby made and established as a point on the line for survey and free turnpike between said towns."

Strike out section 10, after the number, and insert: "Electors of any township numbering as many as a majority of the votes cast in the township at the last preceding election held therein, when the trustees have failed to act in the premises, may, by their petition to the county commissioners, demand the construction of a turnpike which the township trustees might by this act demand, and may agree to any line to which the township trustees under this act might agree, and such petitions shall have all the force and effect of the demand or agreement of the township trustees in the premises, and they, also, by such petition, may require the county commissioners to make preliminary surveys and estimates in the townships, where the trustees and commissioners have failed to make such survey and estimate."

Attest:

D. J. EDWARDS, *Clerk*.

Referred to committee on Railroads, Turnpikes, and Telegraphs.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The following bills have been introduced in the House of Representatives and read the first time:

H. B. No. 972—Mr. Scott of Warren: Amending sections 427 and 436 of the Revised Statutes of Ohio

H. B. No. 973—Mr. Striker: To regulate railroad fares on street railroads in cities of the first grade of the first class.

H. B. No. 974—Mr. Crites: To authorize the trustees of Oxford township, Tuscarawas county, Ohio, to sell railroad stocks, and appropriate the proceeds to the construction of a town hall, in the village of Newcomerstown, in said township, and to repeal an act entitled "an act to authorize the trustees of Oxford township, Tuscarawas county, Ohio, to sell railroad stock and appropriate the proceeds to the construction of a bridge," passed April 25, 1872. (Ohio Laws, vol. 69, page 226).

H. B. No. 975—Mr. Hardy: To authorize the trustees of certain townships in Coshocton county, State of Ohio, to levy taxes to improve the public highways in said townships.

H. B. No. 976—Mr. Greiner: Supplementary to section 929 of the Revised Statutes of Ohio.

H. B. No. 977—Mr. Sawyer: To authorize the trustees of the Mutual Protection Association of Patrons of Husbandry to move their office.

H. B. No. 978—Mr. Coryell: To authorize the commissioners of Adams county to transfer funds arising from tax on dogs to poor funds in said county.

H. B. No. 979—Mr. Locke: To authorize the village of London, in Madison county county to transfer certain lands.

H. B. No. 980—Mr. Marsh: To authorize certain townships to build railroads, and to lease or operate the same.

H. B. No. 981—Mr. Marsh: To authorize certain townships to build railroads, and to lease or operate the same.

H. B. No. 982—Mr. Marsh: To authorize certain townships to build railroads, and to lease or operate the same.

H. B. No. 983—Mr. Marsh: To authorize certain townships to build railroads, and to lease or operate the same.

H. B. No. 984—Mr. Patton: Making an appropriation to construct a culvert under the Miami and Erie canal, in Washington township, Paulding county.

H. B. No. 985—Mr. Reed (by request): To authorize the town council in the village of Waverly to transfer certain funds.

H. B. No. 986—Mr. Allen: To amend section 1695 of the Revised Statutes of Ohio.

Attest:

D. J. EDWARDS, *Clerk.*

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has concurred in the passage of the following bill:

Re-engrossed S. B. No. 323: To authorize the trustees of certain townships in Van Wert county, State of Ohio, to levy taxes to improve the public highways in said townships, and for other purposes.

With the following amendments, in which the concurrence of the Senate is requested:

In section 1 strike out all after the enacting clause and insert the following:

"That the board of trustees of the several townships, to wit: Pleasant, Ridge, Washington, York, Tully, Jackson, Hoaglin, Union, Wilshire, Harrison, Liberty and Jennings, in the county of Van Wert, and state of Ohio, be and they are hereby authorized to levy and assess upon the taxable property of their townships respectively, including the villages, situated in any of said townships, a tax not exceeding four mills in any one year upon the dollar valuation of said taxable property in addition to other taxes authorized by law, for a period not exceeding twenty years, for the purpose of improving by macadamizing and graveling the public highways in said townships, respectively, as may be deemed expedient or necessary by said board of trustees of said townships and for no other purposes; provided, the question of making such levy be submitted to the electors of each of said townships by its board of trustees at a special election to be held within said townships at the usual place or places of holding elections, at any time after the passage of this act, due notice of which shall be given by the posting of advertisements at five or more of the principal places at each of said townships at least ten days prior to the

time fixed for holding said elections (the tickets to be voted at said election shall have written or printed thereon the words, 'Road Improvements—Yes;' or, 'Road Improvements—No;') and if a majority of the votes cast at such election be in favor of such taxation, the said trustees of said respective townships shall be required, upon the petition of twenty or more tax-payers of said townships to issue a call for said election.

"SEC. 2. That the taxes authorized to be levied shall be placed by the county auditor upon the taxable property of the township so voting said tax, to be collected by the county treasurer as other taxes in money, and, when collected, shall be paid to the treasurers of the respective townships from which the same were collected, and be under the control of the trustees thereof for the purposes herein specified.

"SEC. 3. The townships treasurer before receiving the moneys arising from said levies or from the sale of said bonds provided for in section 4, of this act shall be required to give an additional bond in double the amount of funds by him likely to be received, with good and sufficient sureties to be accepted by said trustees, conditioned as required by law in similar cases, and shall pay the same upon the order of the township trustees, countersigned by the township clerk.

"SEC. 4. For the purpose of raising the money necessary to meet the expenses of such road improvements by macadamizing and graveling, the township trustees of such township as have authorized levies to be made for such purposes shall issue the bonds of said township in such sums as the trustees determine, payable at such times and places as they may deem advisable, with interest not exceeding six per cent. per annum, payable semi-annually, and which bonds shall not be sold for less than their par value.

"SEC. 5. The roads macadamized or graveled under the provisions of this act shall not be more than sixty nor less than thirty-eight feet wide, and at least eighteen feet in width in the centre shall be graded so as to drain freely to the sides; and the macadamizing or graveling when completed shall not be less than 10 nor more than 16 feet in width, nor less than 10 inches thick in the centre, and not less than 6 inches thick at the sides; the roads shall be well provided with all necessary side drains and other ditches, providing an outlet for the drainage of the road bed.

"SEC. 6. The trustees shall immediately, upon the levy being made or the bonds being issued, designate the roads to be improved, and appoint a competent surveyor or engineer, whose duty it shall be, under the direction of the trustees, to make a survey and level of the roads to be selected, and divide the same in convenient sections for constructing or letting to fix the grades of the roads. The grade and size of the ditches, the kind of material, and the amount or thickness of the coat to be applied, and if stone, the size to which they shall be broken, and specifications for the bridge and culverts necessary, and such other specifications and suggestions as he may think proper, which shall be approved or modified by said trustees as they shall deem proper, and shall accompany his report with an estimate of the costs of macadamizing or graveling such roads, to which estimates the trustees shall in all cases be confined; he shall attend at the sales of said work, let all contracts, subject to approval by the trustees, and furnish all necessary specifications to contractors, superintend and accept all work, and certify its completion to said trustees, who shall not authorize the payment of not more than 15 per cent. of the certificates, unless the work be completed, when the en-

ture amount shall be paid as per contract. During the progress of such work, the engineer shall report the same to the board of trustees on the 1st Monday of each month, at which time said trustees shall examine and audit all accounts which may be filed with them.

"SEC. 7. A majority of the board of trustees of such townships as have authorized said tax to be levied, shall be necessary to agree upon specifications and order said road improvements or any part thereof, and the work of construction of such roads shall be let publicly to the lowest responsible bidder, after due notice given of such letting by the publication in one or more newspapers published or of general circulation in the county, or by hand bills, or both; for that purpose the said trustees, for their respective townships, shall cause the same to be divided into convenient sections, and said sections numbered from some given point as a place of beginning toward the termination, which shall be let in sections with proper specifications of the work required on each section, and bidders shall be required to separately state their bids for the work to be performed in such manner as the trustees shall provide, and each contractor shall be required to give bond with good and sufficient securities to the acceptance of the trustees for the faithful performance of his contract.

"SEC. 8. Any surveyor or engineer appointed to perform any duty under the provisions of this act, shall be required to take an oath to honestly and faithfully perform the duties of his appointment, and execute a bond in a sum not to exceed two thousand dollars, with good and sufficient sureties, conditioned to an honest and faithful performance of his duties. The township clerk shall be provided with a separate book, in which shall be kept a complete record of all proceedings had under this act. The surveyor or engineer shall receive the same fees as are received by him for like services in other cases, the clerk the same fees as are received by him under the drainage laws, the trustees \$1.50 per day, for the time actually employed, and the treasurer, for the safe keeping and disbursing of all funds which may come into his hands, and half of one per centum, and no more.

"SEC. 9. This act shall take effect and be in force from and after its passage."

Attest:

D. J. EDWARDS, *Clerk.*

Referred to committee on Roads and Highways.

Mr. Entrekin moved that the Senate adjourn.

On which motion the yeas and nays were demanded, taken, and resulted—yeas 13, nays 10, as follows:

Those who voted in the affirmative were—

Messrs. Beer, Carisle, Cline, Entrekin, Fleischmann, Kelly, Kirby of Wyandot, Marriott, O'Hagan, Pollard, Tyler, Van Cleaf, and Wilkins of Tuscarawas—13.

Those who voted in the negative were—

Messrs. Beebe, Hitchcock, Horr, Hollingsworth, Moore, Mounts, Perkins, Pond, Richards, and Wilkins of Fulton—10.

So the motion was agreed to, and the Senate adjourned.

Attest:

J. C. DONALDSON, *Clerk.*

TUESDAY, April 12, 1881—10 o'clock A.M.

The Senate met pursuant to adjournment.

Prayer by Rev. W. E. Moore.

The Journal was read and approved.

Mr. Van Cleaf submitted the following report:

The committee on Revision have examined, and found correctly engrossed, S. B. Nos. 421, 448, 438, re-engrossed H. B. No. 717 and amended S. B. No. 304.

A. R. VAN CLEAF,  
E. N. HARTSHORN,  
JOHN C. ENTREKIN.

Mr. Saltzgaber submitted the following report:

The committee of Conference to whom was referred the matters of difference between the two House on H. B. No. 658—having had the same under consideration, recommend that Senate recede from its amendment, striking out section 6860d.

F. B. POND,	DAVID I. BROWN,
G. M. SALTZGACER,	W. H. WETMORE,
L. M. STRONG,	JOHN C. GROOM.

The question being on agreeing to said report, the yeas and nays were ordered, taken, and resulted—yeas 21, nays 1, as follows:

Those who voted in the affirmative were—

Messrs. Beer, Creamer, Harper, Hartshorn, Hitchcock, Kelly, Kirby of Wyandot, Moore, Mounts, O'Hagan, Parker, Perkins, Pond, Richards, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, and Wilkins of Tuscarawas—21.

Mr. Hollingsworth voted in the negative.

So the report was agreed to.

Bills were read the second time, and referred as follows:

H. B. No. 944: Authorizing the commissioners of Scioto county, Ohio, to build certain free turnpikes.

To committee on Railroads, Turnpikes, and Telegraphs.

H. B. No. 719: To provide for the support of certain orphans of deceased soldiers outside of the Ohio Soldiers' and Sailors' Orphans' Home.

H. B. No. 971: Making appropriations for the payment of the salaries, and mileage of members of the General Assembly, per diem of Clerks, Sergeants-at-Arms and employees.

To committee on Finance.

H. B. No. 970: To authorize the village of Clarksville, Clinton county, Ohio, to levy a tax for the relief of George W. Garrison and Ezekiel Cast.

To select committee of one—Mr. Creamer.

H. B. No. 964: Supplemental to an act entitled "an act to authorize the village of Ashland, Ashland county, Ohio, to borrow money to build a town hall," passed March 24, 1881.

To select committee of one—Mr. Beer.

H. B. No. 858: To authorize the trustees of Licking township, Licking county, to erect a town hall in the town of Jacksontown, Ohio.

To committee on Municipal Corporations.

H. B. No. 959: To amend section 5189 of an act entitled "an act supplementary to title 1, division 3, chapter 2, subdivision 1 of the Revised Statutes of Ohio," passed and took effect March 29, 1881.

To committee on Judiciary.

H. B. No. 815: Authorizing the board of equalization for Lucas county, and the auditor of said county, to make certain corrections upon the delinquent tax duplicate of said county.

To committee on Municipal Corporations.

H. B. No. 783: To amend sections 63, 67, and 70, and to repeal section 76 of the Revised Statutes of Ohio.

To committee on Public Printing.

H. B. No. 948: To authorize the commissioners of Portage county to appropriate surplus dog tax fund of said county.

Said bill was ordered to be engrossed, and read the third time to-morrow.

S. B. No. 447: To authorize certain townships to build railroads, and to lease or operate the same.

Said bill was ordered to be engrossed, and read the third time to-morrow.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has concurred in the passage of the following bill:

Re-engrossed S. B. No. 416: To authorize the commissioners of Adams county to construct a free turnpike road from the terminus of the Rome and Mineral Springs free turnpike road to the village of Jacksonville, in said county of Adams.

With the following amendments, in which the concurrence of the Senate is requested:

In line 2, section 3, strike out the words "twenty-five," and in lieu thereof insert the word "fifteen."

Attest:

D. J. EDWARDS, *Clerk.*

The question being on concurring in said amendment, the yeas and nays were ordered, taken, and resulted—yeas 24, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beer, Creamer, Entrekin, Harper, Harsthorn, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pollard, Richards, Saltzgaber, Strong, Sullivan, Tyler, Wilkins of Fulton and Wilkins of Tuscarawas—24.

So the Senate concurred in said amendment.

On motion of Mr. Pollard, the reading of H. B. No. 805: For the relief of Joseph W. Blair—was informally passed.

S. B. No. 432: To authorize certain townships to build railroads, and to lease or operate the same—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 21, nays 3, as follows:

Those who voted in the affirmative were—

Messrs. Creamer, Entrekin, Harper, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pollard, Saltzgaber, Sinks, Sullivan, Tyler, Wilkins of Fulton, and Wilkins of Tuscarawas—21.

Those who voted in the negative were—

Messrs. Hitchcock, Richards, and Strong—3.

So the bill passed. The title was agreed to.

Mr. Moore moved that the constitutional rule requiring bills to be read on three different days be dispensed with, that S. B. No. 433: To authorize certain townships to build railroads, and to lease or operate the same—may be read the third time by its title.

On which motion the yeas and nays were taken, and resulted—yeas 28, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Carran, Creamer, Entrekin, Fleischmann, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Pollard, Pringle, Richards, Saltzgaber, Sinks, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—28.

So the motion was agreed to, and said bill was read the third time by its title.

The question then being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 21, nays 2, as follows:

Those who voted in the affirmative were—

Messrs. Creamer, Entrekin, Harper, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Saltzgaber, Sinks, Sullivan, Tyler, Wilkins of Fulton, and Wilkins of Tuscarawas—21.

Those who voted in the negative were—

Messrs. Hitchcock and Richards.

So the bill passed. The title was agreed to.

Mr. Moore moved that the constitutional rule requiring bills to be read on three different days be dispensed with, that S. B. No. 434: Relating to incorporated villages, which, by a census of 1874 had a population of 392—may be read the third time by its title.

On which motion the yeas and nays were taken, and resulted—yeas 28, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Carran, Creamer, Entrekin, Fleischmann, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Pollard, Pringle, Richards, Saltzgaber, Sinks, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—28.

So the motion was agreed to, and said bill was read the third time by its title.

The question then being "Shall the bill pass?" the yeas and nays were ordered, taken and resulted—yeas 19, nays 2, as follows:

Those who voted in the affirmative were—

Messrs. Creamer, Entrekin, Harper, Hollingsworth, Jackson, Kelly,

Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, O'Hagan, Parker, Perkins, Saltzgaber, Sinks, Sullivan, Tyler, Wilkins of Fulton, and Wilkins of Tuscarawas—19.

Those who voted in the negative were—  
Messrs. Hitchcock and Richards—2.

So the bill passed. The title was agreed to.

Mr. Moore moved that the constitutional rule requiring bills to be read on three different days be dispensed with, that S. B. No. 435: To authorize certain townships to build railroads, and to lease or operate the same—may be read the third time by its title.

On which motion the yeas and nays were taken, and resulted—yeas 28, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Carran, Creamer, Entrekin, Fleischmann, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Pollard, Pringle, Richards, Saltzgaber, Sinks, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—28.

So the motion was agreed to, and said bill was read the third time by its title.

The question then being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 19, nays 2, as follows:

Those who voted in the affirmative were—

Messrs. Creamer, Entrekin, Fleischmann, Harper, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Moore, O'Hagan, Parker, Perkins, Saltzgaber, Sinks, Sullivan, Tyler, Wilkins of Fulton, and Wilkins of Tuscarawas—19.

Those who voted in the negative were—

Messrs. Hitchcock and Richard—2.

So the bill passed. The title was agreed to.

Mr. Moore moved that the constitutional rule requiring bills to be read on three different days be dispensed with, that S. B. No. 436: To authorize certain townships to build railroads, and to lease or operate the same—may be read the third time by its title.

On which motion the yeas and nays were taken, and resulted—yeas 28, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Carran, Creamer, Entrekin, Fleischmann, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Pollard, Pringle, Richards, Saltzgaber, Sinks, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—28.

So the motion was agreed to, and said bill was read the third time by its title.

The question then being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 20, nays 2, as follows:

Those who voted in the affirmative were—

Messrs. Creamer, Entrekin, Fleischmann, Harper, Hollingsworth, Kelly Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pond, Saltzgaber, Sinks, Sullivan, Tyler, and Wilkins of Fulton—20.



Those who voted in the negative were—

Messrs. Hitchcock and Richards—2.

So the bill passed. The title has agreed to.

Mr. Moore moved that the constitutional rule requiring bills to be read on three different days be dispensed with, that S. B. No. 414: To authorize certain townships to build railroads, and to lease or operate the same—may be read the third time by its title.

On which motion the yeas and nays were taken, and resulted—yeas 28, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Carran, Creamer, Entrekin, Fleischmann, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Pollard, Pringle, Richards, Saltzgaber, Sinks, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—28.

So the motion was agreed to, and said bill was read the third time by its title.

The question 'hen being "Shall the bill pass?" the yeas and nays were ordered taken, and resulted—yeas 19, nays 2, as follows:

Those who voted in the affirmative were—

Messrs. Creamer, Entrekin, Fleischmann, Harper, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Moore, O'Hagan, Parker, Perkins, Saltzgaber, Sinks, Sullivan, Tyler, Wilkins of Fulton, and Wilkins of Tuscarawas—19.

Those who voted in the negative were—

Messrs. Hitchcock and Richards—2.

So the bill passed. The title was agreed to.

Mr. Moore moved that the constitutional rule requiring bills to be read on three different days be dispensed with that S. B. No. 412: To authorize certain incorporated villages to build railroads, and to lease or operate the same—may be read the third time by its title.

On which motion the yeas and nays were taken and resulted—yeas 28, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Carran, Creamer, Entrekin, Fleischmann, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Pollard, Pringle, Richards, Saltzgaber, Sinks, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton and Wilkins of Tuscarawas—28.

So the motion was agreed to, and said bill was read the third time by its title.

The question then being "Shall the bill pass?" the yeas and nays were ordered taken, and resulted—yeas 20 nays 3, as follows:

Those who voted in the affirmative were—

Messrs. Creamer, Entrekin, Fleischmann, Harper, Hollingsworth, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pond, Saltzgaber, Sinks, Sullivan, Tyler and Wilkins of Fulton—20.

Those who voted in the negative were—

Messrs. Hitchcock, Richards, and Strong—3.

So the bill passed. The title was agreed to.

Mr. Moore moved that the constitutional rule requiring bills to be

read on three different days be dispensed with, that S. B. No. 438: To authorize certain townships to build railroads, and to lease or operate the same—may be read the third time by its title.

On which motion the yeas and nays were taken, and resulted—yeas 28, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Carran, Creamer, Entrekin, Fleischmann, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Pollard, Pringle, Richards, Saltzgaber, Sinks, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—28.

So the motion was agreed to, and said bill was read the third time by its title.

The question then being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 20, nays 2, as follows:

Those who voted in the affirmative were—

Messrs. Creamer, Entrekin, Fleischmann, Harper, Hollingsworth, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pond, Saltzgaber, Sinks, Sullivan, Tyler, and Wilkins of Fulton—20.

Those who voted in the negative were—

Messrs. Hitchcock and Richards—2.

So the bill passed. The title was agreed to.

On motion of Mr. Sullivan the third reading of S. B. No. 337: To amend section 2833 of the Revised Statutes of Ohio—was informally passed.

S. B. No. 426: To amend section 3307 of the Revised Statutes of Ohio—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 23, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Creamer, Entrekin, Fleischmann, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Kelly, Kirby of Hamilton, Kirby of Wyandot, Moore, Mounts, O'Hagan, Parker, Perkins, Pond, Richards, Sinks, Strong, Sullivan, Van Cleaf, and Wilkins of Fulton—23.

So the bill passed. The title was agreed to.

On motion of Mr. Pond, the vote by which S. B. No. 393 and House amendments to said bill were referred to the committee on Railroads, Turpikes, and Telegraphs, was reconsidered, and Mr. Hitchcock, by consent of the Senate, withdrew his motion to refer.

The question being on concurring in House amendment to said bill, the yeas and nays were ordered, taken, and resulted—yeas 28, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beer, Carran, Creamer, Entrekin, Fleischmann, Hartshorn, Hitchcock, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pond, Richards, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—28.

Said amendment was concurred in.

S. B. No. 411: To amend section 3309a of the Revised Statutes of Ohio, passed April 14, 1880. (Ohio Laws, volume 77, page 206)—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 24, nays 1, as follows:

Those who voted in the affirmative were—

Messrs. Beer, Cline, Entrekin, Fleischmann, Hartshorn, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Pollard, Pond, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—24.

Mr. Hitchcock voted in the negative.

So the bill passed. The title was agreed to.

Mr. Van Cleaf submitted the following report:

The select committee of one, to whom was referred H. B. No. 730: To amend section 3499, as amended April 12, 1880 (Ohio Laws, volume 74, page 187), and to amend section 3501a, and to enact supplementary section 3501a, and to repeal said sections 3499 and 3501 of the Revised Statutes of Ohio—having had the same under consideration, report it back.

A. R. VAN CLEAF.

Mr. Entrekin moved to refer said bill (H. B. No. 730) to a select committee of one, with instructions to amend as follows:

Strike out the words "one year," in line 19, section 1, and insert the words "two years" in place thereof.

Which was agreed to.

The President *pro tem.* appointed Mr. Entrekin such committee, who reported the bill back amended as instructed.

Mr. Entrekin moved to refer said bill (H. B. No. 730) to a select committee of one, with instructions to amend as follows:

Strike out the words as "supplementary to section 3501," in lines 1 and 2 of section 2.

Which was agreed to.

The President *pro tem.* appointed Mr. Entrekin such committee, who reported the bill back amended as instructed.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 25, nays 1, as follows:

Those who voted in the affirmative were—

Messrs. Beer, Cline, Creamer, Entrekin, Hartshorn, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Moore, Mounts, O'Hagan, Parker, Perkins, Pollard, Pond, Pringle, Richards, Saltzgaber, Sinks, Sullivan, Tyler, Van Cleaf, and Wilkins of Fulton—25.

Mr. Strong voted in the negative.

So the bill passed.

The title was amended by striking out the word "supplementary," and was then agreed to.

S. B. No. 429: To relieve certain purchasers of Section No. 16, Wilkesville, Vinton county, Ohio—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 30, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beer, Carran, Cline, Creamer, Entrekin, Fleischmann, Hartshorn, Hitchcock, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, Parker, Perkins, Pollard,

Tuesday, April 12, 1881.

Pond, Pringle, Richards, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—30.

So the bill passed. The title was agreed to.

The following communication was received from the Governor:

STATE OF OHIO, EXECUTIVE DEPARTMENT,

COLUMBUS, April 12, 1881.

*To the Senate:*

I have the honor to nominate, and by and with the advice and consent of the Senate appoint, Joshua K. Brown, of Guernsey county, to be Supervisor of Public Printing, for the term of two years.

Very respectfully,

CHARLES FOSTER, Governor.

Referred to committee on Public Printing.

The President *pro tem.* appointed, on the part of the Senate, Messrs. Cline, Hitchcock, and Wilkins of Tuscarawas, on the committee of Conference, on matters of difference between the two Houses on H. B. No. 897.

S. B. No. 431: To amend sections 2133 and 2134 of the Revised Statutes of Ohio—was read the third time.

Mr. Hollingsworth moved to refer said bill (S. B. No. 431) to a select committee of one, with instructions to amend as follows:

Insert after the word "meat," in line 6, the words "and lager beer."

Mr. Sinks moved to amend the instructions, by inserting after the word "beer" the words "bologna sausage, pretzels, mustard, etc."

Which was agreed to.

The question recurring on the motion to refer said bill to a select committee of one, with instructions to amend, the yeas and nays were demanded, taken, and resulted—yeas none, nays 32, as follows:

Those who voted in the negative were—

Messrs. Beer, Carran, Cline, Creamer, Entrekin, Fleischmann, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pollard, Pond, Pringle, Richards, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, and Wilkins of Tuscarawas—32.

So the motion was disagreed to.

Mr. Perkins moved to refer said bill (S. B. No. 431) to a select committee of one, with instructions to amend as follows:

In line 5 strike out the word "shall," and insert "may."

Which was agreed to.

The President *pro tem.* appointed Mr. Perkins such committee, who reported the bill back amended as instructed.

The question then being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 27, nays 1, as follows:

Those who voted in the affirmative were—

Messrs. Beer, Carran, Creamer, Entrekin, Fleischmann, Hartshorn, Hitchcock, Horr, Jackson, Kelly, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pollard, Pond, Pringle, Richards,

Sinks, Strong, Sullivan, Tyler, Van Cleaf, and Wilkins of Tuscarawas—27.

Mr. Hollingsworth voted in the negative.

So the bill passed. The title was agreed to.

On motion of Mr. Marriott, the Senate took a recess.

THREE O'CLOCK P.M.

H. B. No. 805: For the relief of Joseph W. Blair—was read the third time.

Mr. Entrekin moved to refer said bill (H. B. No. 805) to a select committee of one, with instructions to amend as follows:

Add the words "three-fifths" before the word "majority," in line 8, section 2.

Which was agreed to.

The President *pro tem.* appointed Mr. Entrekin such committee, who reported the bill back amended as instructed.

The question then being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 25, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beer, Creamer, Entrekin, Harper, Hartshorn, Horr, Hollingsworth, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Perkins, Pollard, Pond, Richards, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, and Wilkins of Fulton—25.

So the bill passed. The title was agreed to.

S. B. No. 427: To amend section 3300 of the Revised Statutes of Ohio—was read the third time.

The question being, "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 21, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beer, Creamer, Entrekin, Harper, Hartshorn, Hollingsworth, Kirby of Hamilton, Kirby of Wyandot, Moore, Mounts, O'Hagan, Perkins, Pollard, Pond, Richards, Sinks, Strong, Sullivan, Tyler, Van Cleaf, and Wilkins of Fulton—21.

So the bill passed. The title was agreed to.

S. J. R. No. 83: Directing the Secretary of State to box and ship certain public documents to the address of the members of the General Assembly—was taken up.

The question being on the adoption of the resolution, the yeas and nays were ordered, taken, and resulted—yeas 23, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beer, Creamer, Harper, Hartshorn, Hollingsworth, Kelly, Kirby of Hamilton, Kirby of Wyandot, Moore, Mounts, O'Hagan, Parker, Perkins, Pollard, Pond, Richards, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, and Wilkins of Fulton—23.

So the resolution was adopted.

On motion of Mr. Carran, consideration of H. B. No. 901: To amend section 2689 of the Revised Statutes of Ohio, as amended March 27, 1880—was informally passed.

H. B. No. 166: To amend section 4001 of the Revised Statutes—was read the third time.

Tuesday, April 12, 1881.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 22, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Carran, Creamer, Harper, Hartshorn, Hollingsworth, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, Perkins, Pollard, Pond, Pringle, Saltzgaber, Sinks, Strong, Sullivan, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—22.

So the bill passed.

The title was amended by adding the words "of Ohio," and was then agreed to.

H. B. No. 888: For the relief of Delila M. Swigart—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 27, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beer, Carran, Cline, Creamer, Harper, Hartshorn, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pollard, Pond, Pringle, Saltzgaber, Sinks, Strong, Sullivan, Van Cleaf, and Wilkins of Fulton—27.

So the bill passed. The title was agreed to.

H. B. No. 524: To repeal an act entitled "an act to trustees of the several townships of Knox county to levy prove the public roads"—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 25, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beer, Cline, Creamer, Harper, Hartshorn, Horr, Hollingsworth, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pollard, Pond, Pringle, Saltzgaber, Sinks, Strong, Sullivan, Van Cleaf, and Wilkins of Fulton—25.

So the bill passed. The title was agreed to.

H. B. No. 718: To authorize the commissioners of Delaware county to levy a tax to pay certain county bounds issued to the Ashley and Delhi Gravel Road Company—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 29, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beer, Cline, Creamer, Fleischmann, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pollard, Pond, Pringle, Richards, Saltzgaber, Sinks, Strong, Sullivan, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—29.

So the bill passed. The title was agreed to.

H. B. No. 731: To amend section 298 of the Revised Statutes of Ohio—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 25, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beer, Cline, Creamer, Hartshorn, Horr, Hollingsworth, Jackson, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan,

Parker, Perkins, Pollard, Pond, Pringle, Richards, Saltzgaber, Sinks, Strong, Sullivan, Tyler, and Van Cleaf—25.

So the bill passed. The title was agreed to.

H. B. No. 717: Directing the trustees of Hopewell township, Perry county, Ohio, to levy a tax to build a township hall—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 24, nays none as follows:

Those who voted in the affirmative were—

Messrs. Beer, Cline, Creamer, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Kirby of Wyandot, Moore, Mounts, O'Hagan, Parker, Perkins, Pollard, Pond, Pringle, Richards, Saltzgaber, Strong, Sullivan, Tyler, and Van Cleaf—24.

So the bill passed. The title was agreed to.

H. B. No. 947: To amend section 3 of an act entitled "an act to create a special school district in Richland township, Wyandot county, Ohio, and to authorize the board of education of said township to transfer certain funds to the board of education of said special school district," passed May 2, 1877—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 24, nays 1, as follows:

Those who voted in the affirmative were—

Messrs. Beer, Cline, Hartshorn, Hollingsworth, Jackson, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pollard, Pond, Pringle, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—24.

Mr. Hitchcock voted in the negative.

So the bill passed. The title was agreed to.

H. B. No. 942: To authorize the transfer of certain funds therein named, and now in the treasury of the county of Crawford, and State of Ohio—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 29, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beer, Cline, Creamer, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pollard, Pond, Pringle, Richards, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—29.

So the bill passed.

The title was amended by striking out the word "and" before "State," and was then agreed to.

H. B. No. 753: To amend section 1 of an act entitled "an act to regulate the distributions of any surplus that may remain in the treasury of the county of Scioto arising from the tax on dogs," passed March 30th, 1880—was read the third time, and laid upon the table.

H. B. No. 949: To authorize certain incorporated villages to construct machine shops, and to issue bonds therefor—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 24, nays 3, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Cline, Creamer, Harper, Horr, Hollingsworth, Kelly,

Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pollard, Pond, Sultzgaber, Sinks, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—24.

Those who voted in the negative were—

Messrs. Entrekin, Hitchcock, and Strong—3.

So the bill passed. The title was agreed to.

H. B. No. 917: Supplementary to an act entitled "an act to authorize certain cities to build railroads, and to lease or operate the same," passed April 7, 1880 (Ohio Laws, volume 77, page 131), and to repeal section 10 of said act—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 22, nays 4, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Cline, Creamer, Entrekin, Fleischmann, Harper, Horr, Hollingsworth, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Perkins, Pollard, Pond, Sultzgaber, Sinks, Sullivan, Tyler, and Wilkins of Fulton—23.

Those who voted in the negative were—

Messrs. Hitchcock, Beer, Strong, and Richards—4.

So the bill passed. The title was agreed to.

Mr. Entrekin moved that H. B. No. 936: To amend section 2689 of the Revised Statutes of Ohio—be referred to the committee on Finance.

On which motion the yeas and nays were demanded, taken, and resulted—yeas 16, nays 14, as follows:

Those who voted in the affirmative were—

Messrs. Cline, Entrekin, Hartshorn, Hitchcock, Horr, Hollingsworth, Kelly, Kirby of Hamilton, Moore, Mounts, Perkins, Pollard, Pond, Richards, Sinks, and Strong—16.

Those who voted in the negative were—

Messrs. Atkinson, Beer, Carran, Fleischmann, Harper, Jackson, Kirby of Wyandot, Marriott, O'Hagan, Parker, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—14.

So the motion was agreed to.

H. B. No. 903: To authorize the commissioners of Allen county, Ohio, to transfer funds from tax on dogs to the agricultural society—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 16, nays 6, as follows:

Those who voted in the affirmative were—

Messrs. Cline, Entrekin, Harper, Horr, Kirby of Wyandot, Moore, Mounts, Parker, Perkins, Pollard, Pringle, Sinks, Strong, Tyler, Wilkins of Fulton, and Wilkins of Tuscarawas—16.

Those who voted in the negative were—

Messrs. Hitchcock, Hollingsworth, Kirby of Hamilton, O'Hagan, Pond, and Richards—6.

So the bill, not having received a constitutional majority, was lost.

H. B. No. 945: To authorize the commissioners of Guernsey county, Ohio, to transfer funds from tax on dogs to the Guernsey County Agricultural Society—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 16, nays 6, as follows:



Those who voted in the affirmative were—

Messrs. Cline, Creamer, Harper, Horr, Jackson, Kirby of Wyandot, Moore, Mounts, Parker, Perkins, Pollard, Pringle, Sinks, Strong, Tyler, and Wilkins of Fulton—16.

Those who voted in the negative were—

Messrs. Beer, Carran, Hartshorn, Hollingsworth, Pond, and Richards—6.

So the bill, not having received a constitutional majority, was lost.

H. B. No. 932: To amend section 6951 of the Revised Statutes of Ohio—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 23, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beer, Cline, Creamer, Entrekin, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pollard, Pond, Pringle, Richards, and Sinks—23.

So the bill passed. The title was agreed to.

S. B. No. 362: To amend section 4073 of the Revised Statutes of Ohio—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 24, nays 5, as follows:

Those who voted in the affirmative were—

Messrs. Beer, Carran, Cline, Fleischmann, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pollard, Pond, Pringle, Richards, Tyler, Van Cleaf, and Wilkins of Tuscarawas—24.

Those who voted in the negative were—

Messrs. Creamer, Entrekin, Kelly, Kirby of Hamilton, and Sinks—5.

So the bill passed. The title was agreed to.

S. B. No. 421: To create two election precincts in Brown township, Vinton county, Ohio—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 25, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carran, Cline, Creamer, Entrekin, Harper, Hartshorn, Horr, Hollingsworth, Kelly, Kirby of Hamilton, Kirby of Wyandot, Moore, Mounts, O'Hagan, Parker, Perkins, Pollard, Pond, Pringle, Richards, Strong, Tyler, and Van Cleaf—25.

So the bill passed. The title was agreed to.

S. B. No. 448: To authorize the construction of a town hall by the trustees of Burton, Ohio, and to empower them to borrow money therefor—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 25, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carran, Creamer, Entrekin, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Kelly, Kirby of Wyandot, Marriott, Moore, Mounts, Parker, Perkins, Pond, Pringle, Richards, Strong, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—25.

So the bill passed. The title was agreed to.

S. R. No. 56: Providing for the payment of Frank D. Bayliss, of Adams county—was taken up.

Mr. Hollingsworth moved to amend said resolution by striking out all between the word "the" in line 4 and the word "and" in line 10, and insert in lieu thereof the following: "sum of fifty dollars."

Mr. Marriott moved to amend the amendment by inserting the words "one hundred and" before the word "fifty."

Mr. Kelly moved to lay the resolution and pending amendments upon the table.

On which motion the yeas and nays were demanded, taken, and resulted—yeas 16, nays 15, as follows:

Those who voted in the affirmative were—

Messrs. Beer, Cline, Creamer, Entrekin, Hartshorn, Hitchcock, Horr, Hollingsworth, Kelly, Kirby of Hamilton, Moore, Mounts, Perkins, Richards, Sinks, and Strong—16.

Those who voted in the negative were—

Messrs. Atkinson, Carlisle, Harper, Jackson, Marriott, O'Hagan, Parker, Pond, Saltzgaber, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—14.

So the motion was agreed to.

The following bill was introduced and read the first time:

S. B. No. 449—Mr. O'Hagan: To authorize the commissioners of Erie county, Ohio, to issue bonds to build a jail.

Mr. O'Hagan moved that the constitutional rule requiring bills to be read on three different days be dispensed with, that said S. B. No. 449 may be read the second time.

On which motion the yeas and nays were taken, and resulted—yeas 33, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carlisle, Carran, Cline, Creamer, Entrekin, Fleischmann, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pollard, Pond, Pringle, Richards, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, and Wilkins of Fulton—33.

So the motion was agreed to, and the bill read the second time by its title, and referred to the committee on Municipal Corporations.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives accedes to the request of the Senate for the return of

H. B. No. 809: To amend section 1284 of the Revised Statutes of Ohio.

Attest:

D. J. EDWARDS, *Clerk.*

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives insists upon its amendments to

S. B. No. 297: To amend sections 3033, 3034, 3035, 3036, 3037, 3038,

8039, 8046, 8071, 8075, 8078, 8081, and 8082 of the Revised Statutes of Ohio.

And asks for a committee of Conference.

Attest:

D. J. EDWARDS, *Clerk*.

On motion of Mr. Kelly, the request of the House for a committee of Conference was granted.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has adopted the report of the committee of Conference on matters of difference between the two Houses on

H. B. No. 658: Supplementary to chapter 4, title 1, part 4, of the Revised Statutes of Ohio.

Attest:

D. J. EDWARDS, *Clerk*.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has appointed as a committee of Conference, on the part of the House, on matters of difference between the two Houses on

H. B. No. 897: Making appropriations for the benevolent, penal and correctory institutions of the State for the last three quarters of the fiscal year ending November 15, 1881, and the first quarter of the fiscal year ending February 15, 1882.

Messrs. Scott of Warren, Carpenter, and Reed of Ross.

Attest:

D. J. EDWARDS, *Clerk*.

The President *pro tem.* appointed on such committee on the part of the Senate Messrs. Hitchcock, Cline, and Saltzgaber.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has refused to concur in the passage of the following bill:

S. B. No. 310: To authorize the county commissioners of Hamilton county to levy a tax for the opening, grading, and completing of an avenue known as Glenway West.

Attest:

D. J. EDWARDS, *Clerk*.

Tuesday, April 12, 1881.

## MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has adopted the following joint resolution, in which the concurrence of the Senate is requested:

H. J. R. No. 127—Mr. Greene: In relation to contract for keeping insane in Lucas County Insane Asylum.

Attest:

D. J. EDWARDS, *Clerk*.

Referred to committee on Benevolent Institutions.

## MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has concurred in the passage of the following bills:

S. B. No. 333: To authorize the appointment of an assistant by the Inspector of Mines.

S. B. No. 381: To authorize the village of Clyde, Ohio, to transfer certain funds named therein.

S. B. No. 383: To amend section 2872 of the Revised Statutes of Ohio.

S. B. No. 344: To enable Union township, Brown county, to settle a claim for bounty.

S. B. No. 413: To authorize the county commissioners of Clarke county to issue bonds for the payment of certain claims, and to levy taxes to pay principal and interest of said bonds.

S. B. No. 419: To authorize the commissioners of Clermont county, Ohio, to construct a certain free turnpike road.

Attest:

D. J. EDWARDS, *Clerk*.

## MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has passed the following bills, in which the concurrence of the Senate is requested:

H. B. No. 846—Mr. Howard: To repeal section 2503 of the Revised Statutes of Ohio.

H. B. No. 474—Mr. Harmon: Supplementary to section 7090 of the Revised Statutes of Ohio.

H. B. No. 985—Mr. Reed of Ross (by request): To authorize the town council of the village of Waverly to transfer certain funds.

H. B. No. 598—Mr. Sullivan: To amend section 753 of the Revised Statutes of Ohio.

H. B. No. 900—Mr. Carpenter: To amend an act "entitled an act to amend section 76 of the Revised Statutes of Ohio," passed April 17, 1880.

H. B. No. 937—Mr. Dunham: Authorizing the county commissioners of Sandusky county, Ohio, to levy an additional tax for county and poor purposes.

H. B. No. 979—Mr. Locke: To authorize the village of Londonville, in Madison county, to transfer certain funds.

H. B. No. 790—Mr. Decker: To amend section 7036 of the Revised Statutes of Ohio.

Attest:

D. J. EDWARDS, *Clerk.*

Said bills were read the first time.

Mr. Hollingsworth submitted the following report:

The joint committee on Enrollment have examined, and found correctly enrolled, the following bills:

S. B. No. 249: To amend section 3868 of the Revised Statutes of Ohio, in relation to the power of certain corporations. (Revised Statutes, page 975.)

S. B. No. 373: To authorize the trustees of the parsonage of the East Plainfield circuit, Methodist Episcopal church, Coshocton county, to sell certain lots of land.

S. B. No. 389: To amend sections 1663 of the Revised Statutes of Ohio.

S. B. No. 369: To authorize the commissioners of Brown county to construct certain free turnpike roads.

D. A. HOLLINGSWORTH,	J. K. POLLARD,
H. R. SMITH,	C. R. HARMON,
JOHN F. LOCKE,	J. L. CORYELL,
JNO. HARDY,	W. T. WALLACE.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The Speaker of the House of Representatives has, in the presence of the House, signed the following bills:

S. B. No. 249: To amend section 3868 of the Revised Statutes of Ohio, in relation to the powers of certain corporations. (Revised Statutes, page 975.)

S. B. No. 373: To authorize the trustees of the parsonage of the East Plainfield circuit, Methodist Episcopal church, Coshocton county, to sell certain lots of land.

H. B. No. 389: To amend section 1663 of the Revised Statutes of Ohio.

S. B. No. 369: To authorize the commissioners of Brown county to construct free turnpike roads.

Attest:

D. J. EDWARDS, *Clerk.*

The President *pro tem.* of the Senate, in the presence of the Senate, signed said bills.

The following bills were introduced and read the first time:

S. B. No. 409—Mr. Harper: To amend section 620 of the Revised Statutes of Ohio.

S. B. No. 451—Mr. Saltzgaber: Supplementary to an act entitled "an act to authorize certain townships to build railroads, and to lease or operate the same," passed April 15 (1880, O. L., vol. 77, p. 255), and the act amendatory thereof, passed March, 1881.

Mr. Jackson moved to take from the table S. B. No. 263.

On which motion the yeas and nays were demanded, taken, and resulted—yeas 21, nays 1, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carran, Creamer, Entrekin, Fleischmann, Harper, Hartshorn, Hollingsworth, Jackson, Kirby of Wyandot, Moore, Mounts, Parker, Perkins, Pond, Pringle, Richards, Sinks, Sullivan, and Wilkins of Tuscarawas—21.

Mr. Saltzgaber voted in the negative.

So the motion was agreed to.

Said bill was ordered placed on the calendar for to-morrow.

Mr. Pond submitted the following report:

The committee on Judiciary to whom was referred H. B. No. 910: To amend section 7275 of the Revised Statutes of Ohio—having had the same under consideration, report it back and recommend its passage.

F. B. POND,	F. M. MARRIOTT,
G. M. SALTZGABER,	THOMAS J. CARRAN.
D. A. HOLLINGSWORTH,	

Said bill was ordered to be read the third time to-morrow.

Mr. Pond submitted the following report:

The committee on Judiciary, to whom was referred H. B. No. 534: To amend section 5880 of the Revised Statutes of Ohio, relating to liens upon water-craft—having had the same under consideration, report it back and recommend its passage.

F. B. POND,	D. A. HOLLINGSWORTH,
F. M. MARRIOTT,	THOMAS J. CARRAN.
G. M. SALTZGABER,	

Said bill was ordered to be read the third time to-morrow.

Mr. Pond submitted the following report:

The committee on Judiciary, to whom was referred S. J. R. No. 82: Authorizing William A. Neil to bring an action against the State of Ohio—having had the same under consideration, report it back and recommend its indefinite postponement.

D. A. HOLLINGSWORTH,	F. B. POND,
G. M. SALTZGABER,	THOMAS J. CARRAN.
F. M. MARRIOTT,	

Mr. Van Cleaf moved that said resolution be placed on the calendar to morrow.

Which was disagreed to.

The question recurring on the indefinite postponement of the resolution, it was agreed to.

Mr. Pond submitted the following report:

The committee on Judiciary, to whom was referred S. B. No. 398: To amend section 5172 of the Revised Statutes of Ohio—having had the same under consideration, report it back, and recommend its indefinite postponement.

F. B. POND,	G. M. SALTZGABER,
F. M. MARRIOTT,	D. A. HOLLINGSWORTH.
T. J. CARRAN,	

Said bill was indefinitely postponed.

Mr. Pond submitted the following report:

The committee on Judiciary, to whom was referred S. J. R. No. 79: To authorize Frederick Fornoff and John McCabe to bring an action against the State of Ohio—having had the same under consideration, report it back and recommend its indefinite postponement.

F. B. POND,	G. M. SALTZGABER,
THOS. J. CARRAN,	D. A. HOLLINGSWORTH.
F. M. MARRIOTT,	

Mr. Van Cleef moved to place said resolution on the calendar for tomorrow.

Which was disagreed to.

The question recurring on the indefinite postponement of the resolution, the yeas and nays were demanded, taken, and resulted—yeas 15, nays 9, as follows:

Those who voted in the affirmative were—

Messrs. Beer, Carran, Creamer, Hartshorn, Hitchcock, Horr, Hollingsworth, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Pond, Saltzgaber, Sinks, and Strong—15.

Those who voted in the negative were—

Messrs. Carlisle, Entrekin, Harper, Moore, Mounts, O'Hagan, Pringle, Tyler, and Van Cleef—9.

So the resolution was indefinitely postponed.

Mr. Pond submitted the following report:

The committee on Judiciary, to whom was referred S. B. No. 444: To amend section 5053 of the Revised Statutes of Ohio—having had the same under consideration, report it back and recommend its passage.

F. B. POND,	D. A. HOLLINGSWORTH,
THOS. J. CARRAN,	G. M. SALTZGABER,
F. M. MARRIOTT,	

Said bill was ordered to be engrossed, and read the third time tomorrow.

Mr. Pond submitted the following report:

The committee on Judiciary, to whom was referred S. B. No. 417: To designate the office in which the official bonds of State officers shall be filed—having had the same under consideration, report it back and recommend its passage.

F. B. POND,	G. M. SALTZGABER,
F. M. MARRIOTT,	THOS. J. CARRAN.
D. A. HOLLINGSWORTH,	

Tuesday, April 12, 1881.

Said bill was ordered to be engrossed, and read the third time to-morrow.

Mr. Pond submitted the following report:

The committee on Judiciary, to whom was referred H. B. No. 720: To amend section 1319 of the Revised Statutes of Ohio—having had the same under consideration, report it back and recommend its passage.

F. B. POND,	D. A. HOLLINGSWORTH,
F. M. MARRIOTT,	THOMAS J. CARRAN.
G. M. SALTZGABER,	

Said bill was ordered to be read the third time to-morrow.

Mr. Pond submitted the following report:

The committee on Judiciary, to whom was referred H. B. No. 959: To amend section 5189b of an act entitled "an act supplementary to title 1, division 3, chapter 2, subdivision 1 of the Revised Statutes of Ohio," passed and took effect March 29, 1881—having had the same under consideration, report it back with following amendments, and recommend its passage when so amended:

In section 1 strike out as follows:

1. In line 24, the word "from."
2. In line 25, the words "such number as shall."
3. All of line 26 and line 27, to and including the word "census."

Insert:

4. In line 24, after the word "such," the words "number of."
5. In line 25, after the word "electors," the words "as the court may direct."

F. B. POND,	THOS. J. CARRAN,
T. J. PRINGLE,	D. A. HOLLINGSWORTH.
G. M. SALTZGABER.	

Said amendments were agreed to.

Said bill was ordered to be engrossed, and read the third time to-morrow.

Mr. Beer submitted the following report:

The committee on Finance, to whom was referred H. B. No. 712: To amend section 1043 of the Revised Statutes of Ohio—having had the same under consideration, report it back and recommend its passage.

THOS. M. BEER,	GEO. P. TYLER,
P. HITCHCOCK,	B. WILKINS.

Said bill was ordered to be read the third time to-morrow.

Mr. Hitchcock submitted the following report:

The committee on Finance to whom was referred H. B. No. 941: To authorize the board of education of the city school district of Xenia city to transfer funds—having had the same under consideration, report it back, and recommend its passage.

P. HITCHCOCK,	GEO. P. TYLER,
THOS. M. BEER,	B. WILKINS.

Said bill was ordered to be read the third time to-morrow.



Mr. Beer submitted the following report:

The committee on Finance, to whom was referred H. B. No. 891: To authorize the commissioners of Pike county to issue bonds to pay indebtedness of the county, and to levy a tax for the payment thereof—having had the same under consideration, report it back, with following amendment, and recommend its passage when so amended:

In line 5, section 1, strike out "fifteen thousand," and insert "twenty thousand."

P. HITCHCOCK,  
THOS. M. BEER,

GEO. P. TYLER,  
B. WILKINS.

Said amendment was agreed to.

Said bill was ordered to be engrossed, and read the third time tomorrow.

Mr. Hitchcock submitted the following report:

The committee on Finance, to whom was referred H. B. No. 836: To amend section 1481 of the Revised Statutes of Ohio—having had the same under consideration, report it back, with following amendment, and recommend its passage when so amended:

In line 7, after "estate," insert "or buildings."

THOS. M. BEER,  
GEO. P. TYLER,

P. HITCHCOCK,  
B. WILKINS.

Said amendment was agreed to.

Said bill was ordered to be engrossed, and read the third time tomorrow.

Mr. Wilkins of Tuscarawas submitted the following report:

The committee on Finance, to whom was referred H. B. No. 960: To authorize the trustees of Middleburg township, Cuyahoga county, Ohio, to levy a tax for the support of the poor, and to pay an existing indebtedness against said township, contracted for the support of its poor—having had the same under consideration, report it back and recommend its passage.

P. HITCHCOCK,  
GEO. P. TYLER,

B. WILKINS,  
THOS. M. BEER.

Said bill was ordered to be read the third time to-morrow.

Mr. O'Hagan submitted the following report:

The committee on Municipal Corporations, to whom was referred S. B. No. 449: Authorizing the county commissioners of Erie county, Ohio, to build a jail, and issue bonds to pay for same—having had the same under consideration, report it back, and recommend its passage.

THOMAS J. CARRAN,  
CHAS. FLISCHMANN,  
G. M. SALTZGABER,

P. HITCHCOCK,  
H. E. O'HAGAN,  
A. R. VAN CLEAF.

Said bill was ordered to be engrossed, and read the third time tomorrow.

Tuesday, April 12, 1881.

Mr. Carran submitted the following report:

The committee on Municipal Corporations, to whom was referred S. B. No. 445: To authorize the council of the incorporated village of Hanover, in the county of Columbiana, to issue bonds for town hall purposes—having had the same under consideration, report it back, with following amendment, and recommend its passage, when so amended:

Strike out the first twenty-two lines, and insert the following:

“A bill to authorize the village of Hanover, Columbiana county, to build a town hall.”

THOMAS J. CARRAN,  
G. M. SALTZGABER,  
H. E. O'HAGAN,

CHAS. FLEISCHMANN,  
A. R. VAN CLEAF.

Said amendment was agreed to.

Said bill was ordered to be engrossed, and read the third time to-morrow.

Mr. Van Cleaf submitted the following report:

The committee on Municipal Corporations, to whom was referred H. B. No. 858: To authorize the trustees of Licking township, Licking county, to erect a town hall in the town of Jacksontown, Ohio—having had the same under consideration, report it back and recommend its passage.

A. R. VAN CLEAF, THOS. J. CARRAN,  
CHAS. FLEISCHMANN, G. M. SALTZGABER.  
H. E. O'HAGAN,

Said bill was ordered to be read the third time to-morrow.

Mr. Tyler submitted the following report:

The committee on Railroads, Telegraphs, and Turnpikes, to whom was referred H. B. No. 587: To amend section 4841 of the Revised Statutes of Ohio—having had the same under consideration, report it back and recommend its passage.

GEO. P. TYLER, CHAS. FLEISCHMANN,  
H. E. O'HAGAN, THOS. M. BEER,  
D. A. HOLLINGSWORTH,

Said bill was ordered to be read the third time to-morrow.

Mr. Hartshorn submitted the following report:

The committee on Common Schools and School Lands, to whom was referred H. B. No. 902: Authorizing the issue of bonds by Jackson school district, Jackson county, Ohio, to erect school house—having had the same under consideration, report it back and recommend its passage.

E. N. HARTSHORN, H. E. O'HAGAN,  
L. HARPER, W. C. CLINE,  
T. J. PRINGLE, A. R. VAN CLEAF.  
THOS. M. BEER,

Said bill was ordered to be read the third time to-morrow.

Mr. Mounts submitted the following report:

The committee on Medical Colleges and Societies, to whom was re-

ferred H. B. No. 683: To amend section 6992 of the Revised Statutes of Ohio—having had the same under consideration, report it back, and recommend its passage.

J. L. MOUNTS,  
GEO. W. MOORE,

W. C. CLINE,  
J. A. WILKINS.

Said bill was ordered to be read the third time to-morrow.

Mr. Kirby of Hamilton submitted the following report:

The committee on Manufactures and Commerce, to whom was referred the message of the Governor nominating Henry Luskey, of Hamilton county, to be Commissioner of Labor Statistics—having had the same under consideration, report it back, and recommend that the Senate do advise and consent to said appointment.

JOSIAH KIRBY,  
GEO. W. MOORE,  
H. E. O'HAGAN,

LINDSEY KELLY,  
H. B. PERKINS.

The question being on advising and consenting to the appointment, the yeas and nays were ordered, taken, and resulted—yeas 24, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Carlisle, Carran, Creamer, Entrekin, Fleischmann, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Pond, Pringle, Richards, Sinks, Strong, and Sullivan—24.

So the Senate advised and consented to said appointment.

Mr. Wilkins of Tuscarawas submitted the following report:

The committee on Corporations other than Municipal, to whom was referred H. B. No. 955: Supplementary to an act entitled "an act to authorize certain villages to purchase certain real estate for railroad purposes, to construct machine shops and to issue bonds therefor, and to authorize additional taxation to meet the principal and interest of said bonds"—having had the same under consideration, report it back without recommendation.

BENIAH WILKINS,  
G. M. SALTZGABER,  
H. B. PERKINS,

LYMAN J. JACKSON.  
CHAS. FLEISCHMANN.

Said bill was ordered to be read the third time to-morrow.

Mr. Moore submitted the following report:

The committee on Manufactures and Commerce, to whom was referred S. B. No. 168: To amend sections 1061 and 1062 of the Revised Statutes—having had the same under consideration, report it back with following amendments, without recommendation:

Strike out all after the enacting clause and insert the following:

"That sections 1054, 1055, 1056, 1061, and 1062, be so amended as to read as follows:

"Section 1054. The governor shall, on the ——— day of ———, A.D. 1881, and every two years thereafter, appoint persons of skill and experience in the adjustment of scales, weights, and measures of all kinds,

as district sealers of weights and measures, one for each judicial district of the state, to serve for the term of two years, and until his successor is appointed and qualified.

"Section 1055. The county auditor, upon the written request of the district sealer of weights and measures for the district in which the county is situate, shall furnish to such district sealer the copies of the original standards delivered to his office, and such district sealer shall receipt to the county auditor for the same.

"Section 1056. Whenever the office of district sealer is made vacant, by death, resignation or otherwise, the governor shall appoint a suitable person to fill such vacancy for the unexpired term, and until his successor is appointed and qualified; and such officer, or his legal representatives, shall deliver to his successor all the standard beams, weights, and measures in his possession furnished by the county auditor.

"Section 1061. It shall be the duty of the district sealers to inspect, and compare with the original standards furnished them, as well as to seal and mark, when made to compare, all weights and measures within the district for which he is appointed, at least once within each year, and not oftener than twice, unless requested so to do by the owner or custodian of such weights and measures, or any of them; and each district sealer shall be authorized and empowered to appoint, by writing, under his hand and seal, a deputy sealer of weights and measures.

"Section 1062. That each district sealer shall be allowed for his services the following rates: For sealing and marking every beam (except such as are hereinafter particularly described), ten (10) cents; for sealing and marking a patent balance, twenty (20) cents; for sealing and marking each set platform scales drawing less than one hundred pounds, twenty (20) cents; for sealing and marking each set drawing more than one hundred pounds and less than five hundred pounds, fifty (50) cents; for sealing and marking each set drawing more than five hundred and less than fifteen hundred pounds, one (1) dollar; for each additional one hundred pounds thereafter, ten (10) cents; for sealing and marking measures of extension, at the rate of ten (10) cents per yard, not exceeding thirty-five cents for any one measurement; for sealing and marking every weight of more than twenty eight pounds, twelve and one-half ( $12\frac{1}{2}$ ) cents; less than twenty-eight pounds four (4) cents; for sealing and marking dry and liquid measures, the following fees; for every bushel measure, twenty (20) cents; for every half-bushel measure, fifteen (15) cents; for every peck and half-peck measure, each, ten (10) cents; for every quarter-peck measure (7) cents; for every gillion and smaller measure, four (4) cents; and also a reasonable compensation shall be paid said sealer for marking such weights and measures so as to conform to the standard heretofore established; and also for any material or labor furnished in sealing and marking weights and measures not otherwise provided for.

"SEC. 2. That section 1054, 1055, 1056, 1060, 1061 and 1062 of the Revised Statutes of Ohio be and the same are hereby repealed.

"SEC. 3. This act shall take effect and be in force from and after its passage."

GEO. W. MOORE,  
JOSIAH KIRBY,  
H. E. O'HAGAN,

LINDSEY KELLY,  
H. B. PERKINS.

Said amendments were agreed to.

Said bill was ordered to be engrossed, and read the third time to-morrow.

Mr. Wilkins of Tuscarawas submitted the following report:

The committee on Corporations other than Municipal, to whom was referred S. B. No. 325: To regulate charges of telephone companies—having had the same under consideration, report it back, with following amendments, without recommendation:

Strike out all after the enacting clause and insert the following:

"That it shall be unlawful for any telephone or telegraph company or companies, organized under the laws of this State, or doing business therein, operating a telephone line or lines, to charge, demand, or receive, for the use or rent of any telephone, from any person or corporation, in cities having a population at the last federal census of more than 30,000, and less than 100,000, a sum exceeding four dollars per month; and in all cities having a larger population a sum exceeding five dollars per month; and in all other places, three dollars per month; excepting, that they may charge for all subscribers over one mile from their exchange or exchanges (which must be centrally located), an additional sum of fifty cents per mile for wire.

"Sec. 2. Any telephone or telegraph company or companies organized and doing business in the State of Ohio, which shall refuse to lease or permit to be used, or shall ask, demand, or receive, from any person, company or corporation, for the use and rent of any such telephone, any sum in violation of the first section of this act, shall be liable in an action of debt to any such person, company or corporation in a sum not less than three hundred nor more than five hundred dollars, recoverable in any court of competent jurisdiction within any county wherein such telephone company may be located.

"Sec. 2. This act shall take effect and be in force from and after its passage."

B. WILKINS,	THOMAS J. CARRAN,
H. B. PERKINS,	CHAS. FLEISCHMANN.
G. M. SALTZGABER,	

Said amendments were laid upon the table and ordered printed.

The committee on Soldiers' and Sailors' Orphans' Home, and School for Imbecile Youth, to whom was referred H. B. No. 894: Supplementary to an act entitled "an act supplementary to an act entitled an act to provide for the apportionment of trustees and disposition of moneys, property, and assets, held in trust for building soldiers' monuments," and also supplementary to an act entitled "an an act supplementary to an act to provide for the apportionment of trustees and disposition of moneys, property, and assets held in trust for building soldiers' monuments," (Ohio Laws, volume 68, page 122, Ohio Laws, volume 72, page 60, Ohio Laws, volume 74, page 83—having had the same under consideration, report it back and recommend its passage.

JOHN C. ENTBEKIN,	B. WILKINS,
E. N. HARTSHORN,	GEO. P. TYLER,
A. R. CREAMER,	L. HARPER.

Said bill was ordered to be read the third time to-morrow.

Mr. Van Cleaf submitted the following report:

The committee on Library, to whom was referred Sub. for H. B. No. 800: To amend section 4006 of the Revised Statutes of Ohio—having had the same under consideration, report it back, and recommend its passage.

R. G. RICHARD,  
A. R. VAN CLEAF,  
LINDSEY KELLY.

Said bill was ordered to be read the third time to-morrow.

Mr. Van Cleaf submitted the following report:

The committee on Library, to whom was referred the message of the Governor nominating Joseph H. Geiger to be State Librarian for the term of two years—having had the same under consideration, report it back, and recommend that the Senate do advise and consent to said appointment.

R. G. RICHARDS,  
A. R. VAN CLEAF,  
LINDSEY KELLY.

Mr. Saltzgaber moved that the Senate go into executive session for the consideration of said appointment.

Which was disagreed to.

Mr. Horr moved to postpone further consideration of said appointment until to-morrow.

On which motion the yeas and nays were demanded, taken, and resulted—yeas 14, nays 15, as follows:

Those who voted in the affirmative were—

Messrs. Carran, Entrekin, Fleischmann, Hartshorn, Hitchcock, Horr, Kelly, Kirby of Hamilton, Mounts, Pond, Pringle, Richards, Sinks, and Strong—14.

Those who voted in the negative were—

Messrs. Atkinson, Carlisle, Creamer, Harper, Hollingsworth, Marriott, Moore, O'Hagan, Parker, Saltzgaber, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—15.

So the motion was disagreed to.

Mr. Horr demanded a call of the Senate.

A call was had, and the following Senators answered to their names:

Messrs. Atkinson, Carlisle, Carran, Creamer, Entrekin, Fleischmann, Harper, Hartshorn, Horr, Hollingsworth, Kelly, Kirby of Hamilton, Marriott, Moore, Mounts, O'Hagan, Parker, Pond, Pringle, Richards, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—28.

Mr. Wilkins of Tuscarawas moved that further proceedings under the call be dispensed with.

On which motion the yeas and nays were demanded, taken, and resulted—yeas 14, nays 12, as follows:

Those who voted in the affirmative were—

Messrs. Carlisle, Creamer, Harper, Marriott, Moore, O'Hagan, Parker, Richards, Saltzgaber, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—14.

Those who voted in the negative were—

Messrs. Entrekin, Hartshorn, Horr, Hollingsworth, Kelly, Kirby of Hamilton, Mounts, Pond, Pringle, Richards, Sinks, Strong—12.

So the motion was agreed to.

Mr. Carran moved that the Senate adjourn.

On which motion the yeas and nays were demanded, taken, and resulted—yeas 15, nays 13, as follows:

Those who voted in the affirmative were—

Messrs. Carran, Creamer, Entrekin, Fleischmann, Hartshorn, Horr, Hollingsworth, Kelly, Kirby of Hamilton, Mounts, Pond, Pringle, Richards, Sinks, and Strong—15.

Those who voted in the negative were—

Messrs. Atkinson, Carlisle, Harper, Marriott, Moore, O'Hagan, Parker, Saltzgaber, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—13.

So the motion was agreed to, and the Senate adjourned.

Attest:

J. C. DONALDSON, *Clerk.*

WEDNESDAY, April 13, 1881—10 o'clock A.M.

The Senate met pursuant to adjournment.

The Journal was read and approved.

Mr. Pond presented the petition of George W. Wilson and 77 other citizens of Noble county, asking relief from an act passed April 14, 1880, compelling the commissioners of Noble county to construct certain free turnpikes, for the reason that the same is a great injustice to the tax payers of the county.

Which was referred to the committee on Railroads, Turnpikes, and Telegraphs.

Mr. Eggleston rose to a question of privilege, and replied to a criticism of his conduct as a senator, by the Cincinnati Commercial legislative reporter.

Mr. Pond presented the petition of Moses Larrick and 134 other citizens of Noble county, praying for the repeal of an act passed April 14, 1880, compelling the commissioners of Noble county to construct certain free turnpikes, for the reason that public convenience does not demand them.

Which was referred to the committee on Railroads, Turnpikes, and Telegraphs.

Mr. Pond presented the petition of Frederick Rodacker and 155 other tax payers of Noble county, asking relief from an act passed April 14, 1880, compelling the commissioners of Noble county to construct certain turnpikes, by submitting to a vote of the people of Noble county.

Which was referred to the committee on Railroads, Turnpikes, and Telegraphs.

Mr. Pond presented the petition of John Connor and 190 other tax payers of Noble county, asking relief from an act passed April 14, 1880, compelling the commissioners of Noble county to construct certain free turnpikes, for the reason that said pikes are in an extreme part of the county and not needed by public convenience.

Which was referred to the committee on Railroads, Turnpikes, and Telegraphs.

Mr. Pond presented the petition of L. E. Spooner and 160 other citizens of Noble county, asking relief from an act passed April 14, 1880,

compelling the commissioners of Noble county to construct certain free turnpikes, and ask passage of H. B. No. 794: Submitting building of these pikes to a vote of the people.

Which was referred to the committee on Railroads, Turnpikes, and Telegraphs.

Mr. Hartshorn offered the following resolution, which was referred to the committee on Benevolent Institutions.

S. J. R. No. 86: WHEREAS, Mrs. Sarah M. Curran, now living in Marlborough, Stark county, Ohio, who has temporarily resided for some years in San Francisco, California, is in a condition of insanity, which threatens to become incurable unless speedily treated; therefore,

*Be it resolved by the General Assembly of the State of Ohio*, That the superintendent and trustees of the Cleveland Asylum for the Insane are hereby authorized and required to receive the said Mrs. Sarah M. Curran, as a patient into the said asylum, upon the same terms as other patients of said county.

Bills were read the second time, and referred as follows:

H. B. No. 790: To amend section 7036 of the Revised Statutes of Ohio.

To committee on Judiciary.

H. B. No. 846: To amend section 2503 of the Revised Statutes of Ohio.

To committee on Railroads, Turnpikes, and Telegraphs.

H. B. No. 474: Supplementary to section 7090 of the Revised Statutes of Ohio.

To committee on Agriculture.

H. B. No. 985: To authorize the town council of the village of Waverly to transfer certain funds.

To committee on Finance.

H. B. No. 598: To amend section 753 of the Revised Statutes of Ohio.

To committee on Reform School.

H. B. No. 900: To amend section 761 of the Revised Statutes of Ohio, passed April 17, 1880.

To committee on Reform School.

H. B. No. 937: To authorize the commissioners of Sandusky county, Ohio, to levy an additional tax for county and poor purposes.

To committee on Finance.

H. B. No. 979: To authorize the village of London, in Madison county to transfer certain funds.

To committee on Finance.

Mr. Van Cleaf submitted the following report:

The committee on Revision have examined, and found correctly engrossed S. B. Nos. 449, 417, 447, 445, 444, Re-engrossed H. B. Nos. 959, 836, and 891.

A. R. VAN CLEAF,  
A. R. CREAMER,  
E. N. HARTSHORN.

S. B. No. 445: To authorize the council of the incorporated village of Hanover, in the county of Columbiana, to issue bonds for town hall purposes—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 23, nays none, as follows:



Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Eggleston, Entrekin, Fleischmann, Harper, Hartshorn, Horr, Hollingsworth, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Pond, Richards, Saltzgaber, Strong, Van Cleaf, and Wilkins of Fulton—23.

So the bill passed. The title was agreed to.

Mr. Beer submitted the following report:

The select committee of one, to whom was referred H. B. No. 964: Supplemental to an act entitled "an act to authorize the village of Ashland, Ashland county, Ohio, to borrow money to build a town hall," passed March 24, 1881—having had the same under consideration, report it back, with following amendments, and recommends its passage when so amended.

Strike out after the word "rooms," in line 8, section 1, the following words, to wit: "and any part of said building not needed for public business."

Also, strike out after the word "rooms," in line 9, section 1, the following words: "and private offices."

Also, add after the word "time," in line 10, section 1, the following words: "not less than three or more than ninety-nine years."

Also, add after the word "proper," in line 11, section 1, the following words: "and the said council shall have any other part of said building, not needed for public business, for business rooms and private offices, for such length of time and upon such terms as shall seem to it proper."

Strike out the word "forthwith," in line 12, section 1.

THOS. M. BEER.

Said amendments were agreed to.

Said bill was engrossed at the Clerk's desk, and read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas, 24, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carlisle, Eggleston, Entrekin, Fleischmann, Harper, Hartshorn, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Moore, Mounts, Parker, Pond, Richards, Saltzgaber, Sinks, Sullivan, Van Cleaf, and Wilkins of Fulton—24.

So the bill passed. The title was agreed to.

On motion of Mr. Van Cleaf, consideration of H. B. No. 901: To amend section 2689 of the Revised Statutes of Ohio, as amended March 27, 1880—was informally passed.

On motion of Mr. Sullivan, consideration of S. B. No. 337: To amend section 4796 of the Revised Statutes of Ohio—was informally passed.

S. B. No. 304: To provide for furnishing a series of readers for the use of the common schools of the State—was read the third time.

Mr. Hollingsworth moved to refer said bill (S. B. No. 304) to a select committee of one, with instructions to amend as follows:

Strike out all of section five after the word "commissioners."

On which motion the yeas and nays were demanded, taken, and resulted—yeas 13, nays 14, as follows:

Those who voted in the affirmative were—

Messrs. Carlisle, Carran, Harper, Hollingsworth, Kirby of Wyandot,

Moore, O'Hagan, Perkins, Richards, Saltzgaber, Strong, Sullivan, and Van Cleaf—13.

Those who voted in the negative were—

Messrs. Atkinson, Beer, Cline, Eggleston, Entrekin, Hartshorn, Horr, Jackson, Kirby of Hamilton, Mounts, Pond, Pringle, Sinks, Wilkins of Tuscarawas—14.

So the motion was disagreed to.

Mr. Hollingsworth moved to refer said bill (S. B. No. 304) to a select committee of one, with instructions to amend as follows:

After the word "readers," in line 9, section 4, insert the following: "and provided, that no series of readers shall be adopted until the publishers thereof shall, in due form of law, release all in Ohio to the exclusive publication thereof, by reason of the same being copyrighted under the laws of the United States."

On which motion the yeas and nays were demanded, taken, and resulted—yeas 24, nays 2, as follows:

Those who voted in the affirmative were—

Messrs. Carlisle, Carran, Cline, Creamer, Eggleston, Entrekin, Fleischmann, Hartshorn, Horr, Hollingsworth, Jackson, Kirby of Hamilton, Moore, O'Hagan, Parker, Perkins, Pond, Pringle, Richards, Saltzgaber, Sinks, Strong, Sullivan, and Wilkins of Tuscarawas—24.

Those who voted in the negative were—

Messrs. Atkinson and Mounts—2.

So the motion was agreed to.

The President *pro tem.* appointed Mr. Hollingsworth such committee, who reported the bill back amended as instructed.

Mr. Jackson moved to refer said bill (S. B. No. 304) to a select committee of one, with instructions to amend as follows:

Strike out all after the number of first section, to the ninth section, and insert:

"No school book purchased after November 1, A.D. 1881, upon which a copyright or other exclusive right exists, shall be used in any of the public schools of the State of Ohio, to teach spelling, reading, writing, or arithmetic, unless the owner of such copyright shall first convey to the commissioner of common schools, or some other school officer, all exclusive right within said State to the preference aforesaid, in trust, that within said State any resident thereof may, without charge, let or hindrance, publish, print, and sell said book within said State, for use in the public schools thereof; and the commissioner of common schools is hereby authorized to select, prepare or purchase the right to any series of books for teaching said branches, and shall, for each of said series above specified, be allowed the sum of one thousand dollars, to be paid out of the State treasury, upon his certificate of compliance with the authority hereby given him."

Mr. Jackson moved that the Senate take a recess.

On which motion the yeas and nays were demanded, taken and resulted—yeas 14, nays 16, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Carlisle, Cline, Entrekin, Hitchcock, Hollingsworth, Jackson, O'Hagan, Richards, Saltzgaber, Strong, Sullivan, Van Cleaf, and Wilkins of Fulton—14.

Those who voted in the negative were—

Messrs. Beer, Carran, Creamer, Eggleston, Fleischmann, Harper, Harts-

horn, Horr, Kirby of Hamilton, Moore, Mounts, Parker, Pond, Pringle, Sinks, and Wilkins of Tuscarawas—16.

So the motion was disagreed to.

Mr. Fleischmann moved that said bill and pending amendments be indefinitely postponed.

Mr. Harper demanded a call of the Senate.

A call was had, and the following Senators answered to their names:

Messrs. Atkinson, Beer, Carlisle, Carran, Cline, Creamer, Eggleston, Entrekin, Fleischmann, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kirby of Hamilton, Moore, Mounts, O'Hagan, Parker, Perkins, Pond, Pringle, Richards, Saltzgaber, Sinks, Strong, Sullivan, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—31.

On motion of Mr. Horr, further proceedings under the call were dispensed with.

The question recurring on the motion to indefinitely postpone said bill, the yeas and nays were demanded, taken, and resulted—yeas 17, nays 11, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carlisle, Carran, Creamer, Eggleston, Fleischmann, Hartshorn, Horr, Kirby of Hamilton, Mounts, Perkins, Pond, Pringle, Sinks, Wilkins of Fulton, and Wilkins of Tuscarawas—17.

Those who voted in the negative were—

Messrs. Entrekin, Harper, Hollingsworth, Jackson, Moore, O'Hagan, Richards, Saltzgaber, Strong, Sullivan, and Van Cleaf—11.

So the motion was agreed to.

On motion of Mr. Carran, the Senate took a recess.

### THREE O'CLOCK P.M.

The President *pro tem.* appointed on the part of the Senate on the committee of Conference between the two Houses on matters of difference on S. B. No. 297, Messrs. Entrekin, Kelly, and Wilkins of Tuscarawas.

H. B. No. 803: To authorize the village of Logan, Hocking county, to issue bonds to purchase cemetery grounds—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 28, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beer, Carlisle, Carran, Creamer, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Moore, Mounts, O'Hagan, Parker, Pond, Pringle, Richards, Saltzgaber, Sinks, Sullivan, Tyler, Van Cleaf, and Wilkins of Tuscarawas—28.

So the bill passed. The title was agreed to.

A communication from the State Board of Equalization, relative to the per diem of the members of the Board, was presented by the President *pro tem.* of the Senate and read, together with a memorial accompanying it, at the Clerk's desk.

On motion of Mr. Pond, said communication and memorial were referred to the committee on Finance.

On motion of Mr. Pond, S. B. No. 265 was taken from the table and ordered placed on the calendar for to-morrow.

S. B. No. 449: To authorize the county commissioners of Erie county, Ohio, to issue bonds to build a jail—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 26, nays none, as follows:}]

Those who voted in the affirmative were—

Messrs. Beer, Car'isle, Carran, Creamer, Eggleston, Entrekin,<sup>f</sup> Harper, Hartshorn, Horr, Hollingsworth, Kelly, Kirby of Hamilton, Kirby of Wyandot, Moore, Mounts, O'Hagan, Parker, Pond, Pringle, Richards, Saltzgeber, Sinks, Sullivan, Tyler, Van Cleaf, and Wilkins of Tuscarawas—26.

So the bill passed. The title was agreed to.

On motion of Mr. Pond, H. B. No. 928 was taken from the table and ordered placed on the calendar for third reading to morrow.

On motion of Mr. Jackson, H. B. No. 684 was taken from the table and ordered placed on the calendar for to morrow.

On motion of Mr. Van Cleaf, H. B. No. 809 was taken from the table and ordered placed on the calendar for to-morrow.

On motion of Mr. Hollingsworth, H. B. No. 312 was taken from the table and ordered placed on the calendar for to morrow.

On motion of Mr. Kirby of Hamilton, H. B. No. 517 was taken from the table and ordered placed on the calendar for to morrow.

Mr. Entrekin submitted the following report:

The committee on Revision have examined, and found correctly engrossed, S. B. No. 168.

JOHN C. ENTREKIN,  
A. R. CREAMER,  
E. N. HARTSHORN.

On motion of Mr. Sinks, H. B. No. 603 was taken from the table and ordered placed on the calendar for to-morrow.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has passed the following bill, in which the concurrence of the Senate is requested:

H. B. No. 729—Mr. Cole: Granting the right of way over and across certain lands owned by the State of Ohio, in Rush and Washington townships, in Scioto county, Ohio, to the Cincinnati and Eastern Railway Company, or any successors of the same, for the purpose of constructing, maintaining, and operating a railroad thereon.

Attest:

D. J. EDWARDS, *Clerk.*

Said bill was read the first time.

Mr. Tyler moved that the constitutional rule requiring bills to be read on three different days be dispensed with, that said H. B. No. 729 may be read the second time by its title.

On which motion the yeas and nays were taken, and resulted—yeas 28, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carlisle, Carran, Creamer, Entrekin, Fleisch-

mann, Harper, Hartshorn, Horr, Hollingsworth, Kelly, Kirby of Hamilton, Kirby of Wyandot, Moore, Mounts, O'Hagan, Parker, Pond, Pringle, Richards, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, and Wilkins of Tuscarawas—28.

So the motion was agreed to.

Said bill was read the second time, and referred to the committee on Railroads, Turnpikes, and Telegraphs.

H. B. No. 683: To amend section 6992 of the Revised Statutes of Ohio—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 21, nays 2, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carlisle, Carran, Creamer, Eggleston, Harper, Hartshorn, Jackson, Kirby of Hamilton, Moore, Mounts, O'Hagan, Parker, Perkins, Pringle, Saltzgaber, Sullivan, Tyler, Van Cleaf, and Wilkins of Tuscarawas—21.

Those who voted in the negative were—

Messrs. Hitchcock and Strong—2.

So the bill passed. The title was agreed to.

H. B. No. 587: To amend section 4841 of the Revised Statutes of Ohio—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, and resulted—yeas 29, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Carlisle, Carran, Creamer, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kirby of Hamilton, Kirby of Wyandot, Moore, Mounts, O'Hagan, Parker, Perkins, Pond, Pringle, Richards, Saltzgaber, Sinks, Sullivan, Tyler, Van Cleaf, and Wilkins of Tuscarawas—29.

So the bill passed. The title was agreed to.

H. B. No. 800: To amend section 4 of an act entitled "an act for the control and maintenance of public libraries in certain cities," passed May 15, 1879—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 25, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carlisle, Carran, Creamer, Eggleston, Harper, Hartshorn, Horr, Jackson, Kirby of Hamilton, Kirby of Wyandot, Moore, Mounts, O'Hagan, Parker, Perkins, Pond, Pringle, Richards, Saltzgaber, Sullivan, Tyler, Van Cleaf, and Wilkins of Tuscarawas—25.

So the bill passed. The title was agreed to.

H. B. No. 720: To amend section 1319 of the Revised Statutes of Ohio—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 25, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carlisle, Carran, Eggleston, Entrekin, Harper, Hartshorn, Horr, Hollingsworth, Kirby of Hamilton, Kirby of Wyandot, Moore, O'Hagan, Parker, Perkins, Pond, Pringle, Richards, Saltzgaber, Sinks, Strong, Sullivan, Tyler, and Wilkins of Tuscarawas—25.

So the bill passed. The title was agreed to.

H. B. No. 894: Supplementary to an act entitled "an act supplementary to an act entitled 'an act to provide for the appointment of trustees and disposition of moneys, property, and assets held in trust for building soldiers' monuments,'" and also, supplementary to an act entitled "an act supplementary to an act to provide for the appointment of trustees and disposition of moneys, property, and assets held in trust for building soldiers' monuments." (O. L., 68, 122; O. L., 72, 60; O. L. 74, 83)—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 27, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carlisle, Creamer, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Hollingsworth, Jackson, Kirby of Hamilton, Kirby of Wyandot, Moore, Mounts, O'Hagan, Parker, Perkins, Pringle, Richards, Saltzgaber, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—27.

So the bill passed. The title was agreed to.

On motion of Mr. Eggleston, S. B. No. 349 was taken from the table, and ordered placed on the calendar for to-morrow.

On motion of Mr. Entrekin, H. B. No. 329 was taken from the table and ordered placed on the calendar for to-morrow.

On motion of Mr. O'Hagan, H. B. No. 712: To amend section 1043 of the Revised Statutes—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 27, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carlisle, Carran, Creamer, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Moore, Mounts, O'Hagan, Parker, Perkins, Richards, Strong, Sullivan, Tyler, Wilkins of Fulton, and Wilkins of Tuscarawas—27.

So the bill passed. The title was agreed to.

H. B. No. 959: To amend section 5189b of an act entitled "an act supplementary to title 1, division 3, chapter 2, subdivision 1 of the Revised Statutes of Ohio," passed and took effect March 29, 1881—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 26, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carran, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Kelly, Moore, Mounts, O'Hagan, Perkins, Pond, Pringle, Richards, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—26.

So the bill passed. The title was agreed to.

Mr. O'Hagan submitted the following report:

The select committee of one, to whom was referred S. B. No. 401: To provide for straightening, clearing out, widening, deepening, and otherwise improving drains in Ottawa county, and State of Ohio—having had the same under consideration, report it back, and recommend its passage.

H. E. O'HAGAN.

Said bill was ordered to be read the third time to-morrow.

H. B. No. 902: Authorizing issue of bonds by Jackson school district, Jackson county, Ohio—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 24, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carlisle, Carran, Eggleston, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Kelly, Kirby of Hamilton, Moore, Mounts, Perkins, Pond, Pringle, Richards, Saltzgaber, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—24.

So the bill passed. The title was agreed to.

H. B. No. 910: To amend section 7275 of the Revised Statutes of Ohio—was read the third time.

The question being, "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 26, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carlisle, Eggleston, Fleischmann, Harper, Hartshorn, Horr, Hollingsworth, Jackson, Kelly, Kirby of Wyandot, Moore, Mounts, O'Hagan, Parker, Perkins, Pond, Pringle, Richards, Saltzgaber, Sinks, Sullivan, Tyler, Van Cleaf, and Wilkins of Fulton—26.

So the bill passed. The title was agreed to.

H. B. No. 534: To amend section 5880 of the Revised Statutes of Ohio, relating to lien upon water craft—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 29, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carran, Creamer, Eggleston, Entrekin, Harper, Hartshorn, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Moore, Mounts, O'Hagan, Perkins, Pond, Pringle, Richards, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—29.

So the bill passed.

The title was amended by striking out all after the word "Ohio," and was then agreed to.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has concurred in the adoption of the following joint resolution:

S. J. R. No. 83: Directing the Secretary of State to box and ship certain public documents to the address of the members of the General Assembly.

Attest:

D. J. EDWARDS, *Clerk.*

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has concurred in the Senate amendments to the following bills:

Wednesday, April 13, 1881.

H. B. No. 942: To authorize the transfer of certain funds therein named, and now in the treasury of the county of Crawford, and State of Ohio.

H. B. No. 717: Directing the trustees of Hopewell township, Perry county, Ohio, to levy a tax to build a township hall.

H. B. No. 805: For the relief of Joseph W. Blair.

Attest:

D. J. EDWARDS, *Clerk*.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has concurred in Senate amendments Nos. 1, 2, 3, 4, 5, 7, 8, 9, 10, 12, 13, 14, 15, 16, 17, 19, 20, 21, 22 and 23 to the following bill:

H. B. No. 267: To amend sections 4455, 4457, 4459, 4460, 4461, 4470, 4472, 4473, 4475, 4476, 4477, 4478, 4480, 4486, 4494, 4497, 4498, and to repeal section 4557 of the Revised Statutes of Ohio.

And has refused to concur in Senate amendments Nos. 6, 11, 18, 24, 25 and 26.

Attest:

D. J. EDWARDS, *Clerk*.

Mr. Strong moved that the Senate insist on its amendments.  
Which was agreed to.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives requests the return of the following bill:

S. B. No. 409: To amend section one of an act to provide compensation for members of county, city and State boards of equalization for the equalization of appraisement of real estate appraised in 1880, passed April 15, 1880, as amended March 11, 1881.

Attest:

D. J. EDWARDS, *Clerk*.

Mr. Pond moved that the request of the House be acceded to.  
Which was agreed to.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives requests the return of the following bill:

S. B. No. 310: To authorize the county commissioners of Hamilton



county to levy a tax for the opening, grading, and completing of an avenue known as Glenway West.

Attest :

D. J. EDWARDS, *Clerk.*

Mr. Pond moved that the request of the House be acceded to.  
Which was agreed to.

Mr. Hollingsworth submitted the following report :

The joint committee on Enrollment have examined, and found correctly enrolled, the following bills and joint resolution :

S. B. No. 407: To fix the aggregate of taxes which may be levied for certain purposes in cities of the second class having by the federal census of 1880, or by any succeeding federal census, a population of 20,729.

S. J. R. No. 80: Instructing Supervisor of Public Printing to have bound 300 copies of Adjutant General's report for the year ending November 15, 1880.

H. B. No. 104: To amend sections 7090 of the Revised Statutes of Ohio.

H. B. No. 581: To amend section 7035 of the Revised Statutes of Ohio.

H. B. No. 756: To authorize the trustees of Fearing township, Washington county, to take charge of the burial grounds of said township.

H. B. No. 763: To amend section 305 of the Revised Statutes of Ohio.

H. B. No. 924: To repeal an act entitled an act making an appropriation to rebuild locks and to repair that portion of the Miami and Erie canal, between Junction, in Paulding county, and the State line of Indiana, passed April 15, 1880. (Ohio Laws, volume 77, page 225.)

D. A. HOLLINGSWORTH,  
GEO. W. MOORE,  
JOHN F. LOCKE,  
JOHN HARDY,  
W. T. WALLACE,

L. M. STRONG,  
H. R. SMITH,  
C. R. HARMON,  
J. L. CORYELL,  
J. K. POLLARD.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The Speaker of the House of Representatives has, in the presence of the House, signed the following bills and joint resolution :

H. B. No. 104: To amend section 7090 of the Revised Statutes of Ohio.

H. B. No. 581: To amend section 7035 of the Revised Statutes of Ohio.

H. B. No. 756: To authorize the trustees of Fearing township, Washington county, Ohio, to take charge of the burial grounds of said township.

H. B. No. 763: To amend section 305 of the Revised Statutes of Ohio.

Wednesday, April 13, 1881.

H. B. No. 924: To repeal an act entitled "an act making an appropriation to rebuild locks on, and to repair that portion of the Miami and Erie Canal between Junction, in Paulding county, and the State line of Indiana," passed April 15, 1880. (Ohio Laws, volume 77, page 225.)

S. B. No. 407: To fix the aggregate of taxes which may be levied for certain purposes in cities of the second class, having, by the federal census of 1880, or by any succeeding federal census, a population of 20,729.

S. J. R. No. 80: Instructing Supervisor of Public Printing to have bound 300 copies of Adjutant General's report for the year ending November 15, 1880.

Attest:

D. J. EDWARDS, *Clerk*.

The President *pro tem.*, in the presence of the Senate, signed said bills and joint resolution.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has passed the following bills, in which the concurrence of the Senate is requested:

H. B. No. 734—Mr. Wolfe: Making appropriation to construct a culvert under the Hocking canal in the village of Logan, Hocking county.

H. B. No. 352—Mr. Sharp: To authorize the Board of Public Works to build a culvert.

H. B. No. 965—Mr. Voight: To amend section 4098 of the Revised Statutes of Ohio, providing for the appointment of the board of directors of the University of Cincinnati.

H. B. No. 968—Mr. Hardy: For the relief of Philip Endlich.

H. B. No. 974—Mr. Crites: To authorize the trustees of Oxford township, Tuscarawas county, Ohio, to sell railroad stocks, and appropriate the proceeds to the construction of a town hall, in the village of New-comerstown, in said township, and to repeal an act entitled "an act to authorize the trustees of Oxford township, Tuscarawas county, Ohio, to sell railroad stock and appropriate the proceeds to the construction of a bridge," passed April 25, 1872. (Ohio Laws, vol. 69, page 226).

H. B. No. 977—Mr. Sawyer: To authorize the trustees of the Mutual Protection Association of Patrons of Husbandry to move their office.

H. B. No. 701—Mr. Brown of Putnam: To authorize certain townships to build railroads and to lease or operate the same.

H. B. No. 976—Mr. Greiner: To authorize the county commissioners of certain counties to purchase sites, and erect thereon necessary buildings for children's homes.

Attest:

D. J. EDWARDS, *Clerk*.

Said bills were read the first time.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has refused to concur in the passage of the following bill:

Amended S. B. No. 16: Authorizing the formation of partnership associations, in which the capital subscribed shall alone be responsible for the debts of the association, except under certain circumstances.

Attest:

D. J. EDWARDS, *Clerk.*

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has concurred in the passage of the following bills:

Amended S. B. No. 365: For the release of the sureties of Theodore A. Wick, former treasurer of Clarke county, Ohio.

S. B. No. 433: To authorize certain townships to build railroads, and to lease or operate the same.

S. B. No. 434: To authorize certain townships to build railroads, and to lease or operate the same.

S. B. No. 432: To authorize certain townships to build railroads, and to lease or operate the same.

S. B. No. 448: To authorize the construction of a town hall by the trustees of Burton, Ohio, and to empower them to borrow money therefor.

S. B. No. 429: To relieve certain purchasers of Section No. 16, Wilkesville, Vinton county, Ohio.

Attest:

D. J. EDWARDS, *Clerk.*

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has appointed Messrs. Thorpe, Spetnagle, and Rimer, as a committee of Conference, on matters of difference between the two Houses on

S. B. No. 297: To amend sections 3033, 3034, 3035, 3036, 3037, 3038, 3039, 3046, 3071, 3075, 3078, 3081, and 3082 of the Revised Statutes of Ohio.

Attest:

D. J. EDWARDS, *Clerk.*

On motion of Mr. Kelly, the report of the committee on Library, on the appointment by the Governor of Joseph H. Geiger to be State Librarian, was taken from the table.

Mr. Eggleston moved that the Senate go into executive session to consider said appointment.

Mr. Saltzgaber moved to lay the report on the table for the time being. Which was disagreed to.

The question recurring the motion of Mr. Eggleston, the yeas and nays were demanded, taken, and resulted—yeas 18, nays 16, as follows :

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carlisle, Eggleston, Entrekin, Hitchcock, Jackson, Kirby of Wyandot, Moore, O'Hagan, Parker, Saltzgaber, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—18.

Those who voted in the negative were—

Messrs. Carran, Cline, Creamer, Fleischmann, Harper, Hartshorn, Horr, Hollingsworth, Kelly, Kirby of Hamilton, Mounts, Perkins, Pond, Pringle, Richards, and Sinks—16.

So the motion was agreed to.

The President *pro tem.* directed the Sergeant-at-Arms to clear the Senate Chamber of all except members of the Senate, and the Senate thereupon went into executive session on said appointment.

After some time spent in executive session, the Senate resumed its deliberations in open session.

The pending question being on advising and consenting to said appointment, the yeas and nays were ordered, taken, and resulted—yeas 19, nays 9, as follows :

Those who voted in the affirmative were—

Messrs. Carran, Cline, Creamer, Entrekin, Fleischmann, Hartshorn, Horr, Hollingsworth, Kelly, Kirby of Hamilton, Kirby of Wyandot, Mounts, Perkins, Pond, Pringle, Richards, Sinks, Strong, and Van Cleaf—19.

Those who voted in the negative were—

Messrs. Atkinson, Eggleston, Harper, Moore, Parker, Saltzgaber, Sullivan, Tyler, and Wilkins of Fulton—9.

So the Senate advised and consented to said appointment.

On motion of Mr. Carlisle, the Senate adjourned.

Attest :

J. C. DONALDSON, *Clerk.*

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THURSDAY, April 14, 1881—10 O'CLOCK A.M.

The Senate met pursuant to adjournment.

On motion of Mr. Eggleston, the reading of the Journal of yesterday was dispensed with.

Mr. Hitchcock submitted the following report :

The committee of Conference, to whom was referred the matters of difference between the two House on H. B. No. 897 : Making appropriations for the benevolent, penal and correctory institutions of the State for the last three quarters of the fiscal year ending November 15, 1881, and the

first quarter of the fiscal year ending February 15, 1882—having had the same under consideration, report, recommending as follows:

That the House concur in amendments of Senate Nos. 3, 4, 5, 6, 7, 11, 13, 16, 17, 19, 22, and 24.

That the Senate recede from Nos. 1, 15, and 20.

That Nos. 2, 9, 10, 12, 14, and 23 be amended, No. 2 so as to read "In line 23, after 'thirty-five,' strike 'all' out and insert 'fifty-eight dollars and forty-seven cents.'"

No. 9, by inserting between the words "for" and "printing," the words "teacher of."

No. 10, strike out "four thousand four hundred and forty," and insert "four thousand seven hundred and forty."

No. 12, so as to read "For closets, two hundred dollars."

No. 14, by striking out "for wire screens, fifteen hundred dollars."

No. 23, by stringing out "three," and inserting "two," and that the House concur in said amendments thus amended.

Upon amendments 8, 18, and 21, the committee was unable to agree, and make no recommendation.

P. HITCHCOCK,  
B. WILKINS,  
W. C. CLINE,

J. L. CARPENTER,  
J. SCOTT,  
WM. H. REED.

The question being on agreeing to said report, the yeas and nays were ordered, taken, and resulted—yeas 24, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beer, Cline, Creamer, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Kirby of Wyandot, Moore, Mounts, O'Hagan, Parker, Pond, Saltzgaber, Sinks, Strong, Sullivan, Van Cleaf, and Wilkins of Fulton—24.

So the report was agreed to.

Mr. Hitchcock moved that the Senate insist on the amendments not agreed to by the Conference committee, and ask for another committee of Conference.

Which was agreed to.

Mr. Carlisle rose to a question of privilege, and spoke as follows:

*Mr. President:*

I arise to a question of privilege. In the Cincinnati Enquirer of this morning, I find an article from which the following is copied:

"That the most humiliating spectacle of all was the disgusting attitude of Senator Carlisle, who represents the good old Granger Democratic district of Fairfield and Hocking. Last week Carlisle voted for this bill in all its stages. His constituents have written letters approving his course. To-day he voted against the bill and every amendment, including Senator Jackson's to test the copyright in the State. The humiliating feature was that before each vote Carlisle who sits across the aisle from Tom Beer, who represents Van Antwerp, Bragg & Co. in the Senate, went over, got his instructions from Beer, and cast each vote as Beer dictated."

It is the first time, after a service of eight years in the Legislature of the State, during which I have tried to do my duty honorably and faith-

fully, that it has been necessary to challenge the attention of the Senate upon a matter of this kind. I regret that I am compelled to notice this attack, but my sense of duty and self respect demand it.

The statements in the article, as to me, so far as they pretend to state facts, are absolutely and unqualifiedly false, and the author of the article knew, if he knew anything about it, that they were false. I voted as I thought proper, and as I believed for the best interest of the people of the State, and without being induced thereto by the advice or solicitation of any one.

In my judgment, the Senate ought not to allow the privilege of its floor to a man who persistently has attempted, and still attempts to defame its members, by false, malicious, and slanderous statements in the public prints. I care but little, personally, about the matter, but in my judgment, the dignity of the Senate or the character of Senators should not be maligned and misrepresented in this manner without rebuke.

I leave my reputation for integrity in this body to the judgment of my fellow Senators, without fear that the malicious attack of the writer will influence that judgment.

Mr. Hitchcock moved to take up the order of business of reports of committees.

Which was agreed to.

Mr. Harper submitted the following report:

The committee on Public Printing, to whom was referred H. B. No. 695: To amend section 321 of the Revised Statutes of Ohio—having had the same under consideration, report it back and recommend its passage.

L. HARPER,	A. R. VAN CLEAF,
L. M. STRONG,	CHAS. FLEISCHMANN.

Said bill was ordered to be read the third time to-morrow.

Mr. Strong submitted the following report:

The committee on Public Printing, to whom was referred S. J. R. No. 85: Relative to binding copies of the Catalogue of the Law Library—having had the same under consideration, report it back and recommend its adoption.

L. M. STRONG,	CHAS. FLEISCHMANN,
A. R. VAN CLEAF,	E. N. HARTSHORN.
L. HARPER,	

The question being on the adoption of the resolution, the yeas and nays were ordered, taken, and resulted—yeas 27, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beer, Carlisle, Cline, Creamer, Eggleston, Entrekin, Fleischmann, Harper, Hartshorn, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Moore, Mounts, O'Hagan, Parker, Perkins, Pond, Richards, Sinks, Strong, Sullivan, Van Cleaf, and Wilkins of Fulton—27.

So the resolution was adopted.

Mr. Van Cleaf submitted the following report:

The committee Public Printing, to whom was referred S. B. No. 408: To amend section 4368 of the Revised Statutes of Ohio—having had

the same under consideration, report it back, with following amendments, and recommend its passage when so amended:

In section 1, line 10, strike out the words "eight hundred," and insert "five hundred and fifty."

Add the following section:

"SEC. 2. That said original section 4368 be and the same is hereby repealed, and this act shall take effect and be in force from and after its passage."

A. R. VAN CLEAF,	L. HARPER,
L. M. STRONG,	C. FLEISCHMANN,

Said amendments were agreed to.

Said bill was ordered to be engrossed, and read the third time to-morrow.

Mr. Van Cleaf submitted the following report:

The committee on Public Printing, to whom was referred H. B. No. 783: To amend section 63, 66, and 70, and to repeal section 76 of the Revised Statutes of Ohio—having had the same under consideration, report it back and recommend its passage.

A. R. VAN CLEAF,	L. M. STRONG,
L. HARPER,	E. N. HARTSHORN.
CHAS. FLEISCHMANN,	

Said bill was ordered to be read the third time to-morrow.

Mr. Fleischmann submitted the following report:

The committee on Public Printing, to whom was referred the message from the Governor, nominating Joshua K. Brown to be Supervisor of Public Printing—having had the same under consideration, report it back, and recommend that the Senate do advise and consent to said appointment.

L. M. STRONG,
CHAS. FLEISCHMANN,
E. N. HARTSHORN.

Mr. Horr demanded a call of the Senate.

Indefinite leave of absence was asked for and granted Messrs. Pringle, Beebe, Pollard, Fleischmann, and Marriott.

A call of the Senate was then had, and the following Senators answered to their names:

Messrs. Atkinson, Beer, Carlisle, Carran, Cline, Creamer, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Moore, Mounts, O'Hagan, Parker, Perkins, Pond, Richards, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—32.

On motion of Mr. Eggleston, further proceedings under the call were dispensed with.

The question being on advising and consenting to said appointment, the ayes and nays were ordered, taken, and resulted—yeas 25, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carran, Cline, Creamer, Eggleston, Entrekin,

Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Mounts, O'Hagan, Perkins, Pond, Richards, Saltzgaber, Sinks, Strong, Sullivan, and Wilkins of Tuscarawas—25.

So the Senate advised and consented to said appointment.

Mr. Horr submitted the following report:

The committee on Federal Relations, to whom was referred H. B. No. 839: To change the surnames of persons therein named—having had the same under consideration, report it back, and recommend its passage.

R. A. HORR,  
J. C. ENTKEKIN,

LINDSEY KELLY,  
M. H. KIRBY.

Said bill was ordered to be read the third time to-morrow.

Mr. Horr submitted the following report:

The committee on Federal Relations, to whom was referred H. J. R. No. 125: Relating to the Yorktown celebration—having had the same under consideration, report it back with following amendments, and recommend its adoption when so amended:

Strike out all after the enacting clause, and insert the following:

"That the Governor is hereby authorized and requested to organize a provisional battalion, not to exceed six hundred men, composed of companies selected from the whole body of the national guard for proficiency in drill and discipline and soldierly bearing, neatness in appointments and equipments, to be designated by inspection and competitive drill, representation being given to each regiment therein so far as possible, and the Governor may detail field and staff officers of suitable rank to command said battalion, and cause to be furnished the necessary transportation, such camp and garrison equipage and commissary and other stores requisite for their accommodation and subsistence while in camp at Yorktown, as may be credible to this State and the occasion; said expense to be paid out of any money belonging to the general revenue fund in the State Treasury not otherwise appropriated; and the Governor is authorized and empowered to report to the Auditor of the State, the amount of money expended in carrying out this resolution; said report shall be countersigned by the Adjutant General of the State and a detailed statement of said expenditures shall be filed by him with the Auditor of State, when it shall be the duty of said Auditor to draw his warrants upon the Treasurer of the State to pay said expenses; but in no case shall they be drawn for a total sum of more than fifteen thousand dollars."

R. A. HORR, JOHN C. ENTKEKIN.  
LINDSEY KELLY, M. H. KIRBY.

Mr. Pond moved to amend the amendment as follows: Insert after the word "battalion" in line 2 the words "not to exceed six hundred men."

Which was agreed to.

The amendment, as amended, was then agreed to.

The question then being on the adoption of said resolution, the yeas and nays were ordered, taken, and resulted—yeas 31, nays none, as follows:



Those who voted in the affirmative were—

Messrs Atkinson, Beer, Carlisle, Carran, Cline, Creamer, Eggleston, Entrekinn, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Moore, Mounts, O'Hagan, Parker, Perkins, Pond, Richards, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—31.

So the resolution was adopted.

Mr. Hitchcock submitted the following report:

The committee on Finance, to whom was referred H. B. No. 898: Making appropriations to meet deficiencies—having had the same under consideration, report it back, with the following amendments, and recommend its passage when so amended:

1. After line 49, insert: "For materials and repairs during 1879: To J. M. and W. Westwater, forty-nine dollars and ten cents (\$49.10); to McCune, Lonniss & Griswold, thirty-six dollars and twenty-three cents (\$36.23); and to Hildreth, Martin & Co., seventy-seven dollars and forty-five cents (\$77.45); for hay and feed, to L. L. Smith, seventeen dollars and ninety cents (\$17.90)."

2. After line 49, insert: "The Auditor of State may issue his warrant in favor of the Steward of Columbus Asylum for the Insane for twenty-six hundred and ninety-four dollars and seventy-nine cents out of the appropriations for current expenses of said institution made March 18, 1881, such sum to be used in payment for goods bought previous to but not delivered until after the 18th day February, 1881."

After line 99, insert: "To pay John Weaver of the Xenia Fire Company for injuries received at the burning of the Soldiers' and Sailors' Orphans' Home, ninety dollars (\$90.00)."

"To pay to the members of the Xenia Fire Department one hundred dollars (\$100.00)."

"To pay individual losses by said fire, two thousand five hundred and forty dollars and sixty-eight cents," to be distributed by the following list upon the parties therein named executing a receipt relinquishing all claims for remuneration by the State on account of said fire:

Henrietta Keifer, . . . . .	\$102 66
Miss Maggie Gagen, . . . . .	107 60
Miss Elizabeth Gunkle, . . . . .	50 80
Mrs. L. M. Beck, . . . . .	74 80
Matilda Jones, . . . . .	4 00
Ida Sangster, . . . . .	31 20
Mrs. A. Pilkington, . . . . .	68 50
Margaret Jones, . . . . .	26 30
Mrs. Minnie Keihl, . . . . .	102 00
Mrs. Ann Harvey, . . . . .	60 00
Miss Ella Delahaunt, . . . . .	74 00
Miss Nellie Conroy, . . . . .	73 60
Miss Lizzie Killeen, . . . . .	25 60
Miss Annie Dunn, . . . . .	26 50
Mrs. Sallie M. Liddell, . . . . .	40 00
Mr. Hartley, . . . . .	80 00
Solomon Swabb, . . . . .	8 00
Miss Josephine Vandever, . . . . .	85 70
Miss Marion Woodrow, . . . . .	47 20

Miss D. Etta Greiner, . . . . .	\$68 00
Miss Alice M. Painter, . . . . .	91 10
Miss Helen M. Nave, . . . . .	162 20
Mrs. Mary V. Proctor, . . . . .	172 10
Miss Orilla H. Byrant, . . . . .	48 80
Miss Laura Coffman, . . . . .	75 02
Miss Georgia Sinks, . . . . .	128 20
Miss Kate Clabby, . . . . .	110 60
Miss Lyda Hutchins, . . . . .	66 40
Miss Lizzie Stiver, . . . . .	30 60
Mr. and Mrs. Brelsford, . . . . .	400 00

4. After line 111, insert:

"To pay J. & G. Butler for old vouchers, twenty-three dollars and thirty cents."

5. After line 115, insert:

"To pay from canal fund to George Lewis, for damages to canal boat, one hundred and ninety-seven dollars and seventy cents."

6. Strike out of line 129 the word "fourteen," all of lines 130 and 132 and insert after line 131: "Two thousand dollars."

7. In line 175, after the word "paper" insert the word "stationery."

8. After line 186, insert:

"To pay A. C. Williams for clerical services in the Executive Department, after expiration of the term of Governor Young, fifty dollars."

P. HITCHCOCK,  
B. WILLIAMS,  
THOS M. BEER,

C. S. PARKER.  
GEO P. TYLER.

Said amendments were agreed to.

Mr. Pond moved to amend said bill as follows:

After the item for paying the Xenia Fire Department insert: "For repairs of engine, fifty-one dollars (\$51.00).

Which was agreed to.

Mr. Carran moved to amend said bill as follows:

In line — add: "For payment in full of claim of Columbus Paving Company for paving State street fronting Capitol Square, and sprinkling and sweeping streets in front of Deaf and Dumb Asylum and Agricultural College in 1878, \$2,000.

Which was disagreed to.

Said bill was ordered to be engrossed.

Mr. Hitchcock moved that the bill be read the third time at 4 o'clock p.m. to-day.

Mr. Van Cleaf moved to amend by striking out "4 o'clock p.m. to-day," and inserting "to-morrow" in lieu thereof.

Which was disagreed to.

Mr. Hitchcock motion was then agreed to.

Mr. Beer submitted the following report:

The committee on Finance, to whom was referred H. B. No. 937: Authorizing the county commissioners of Sandusky county, Ohio, to levy

an additional tax for county and poor purposes—having had the same under consideration, report it back and recommend its passage.

THOS. M. BEER,	C. S. PARKER,
GEO. P. TYLER,	B. EGGLESTON.
B. WILKINS,	

Said bill was ordered to be read the third time to-morrow.

Mr. Van Cleaf submitted the following report:

The committee on Municipal Corporations, to whom was referred S. B. No. 307: To regulate the charges for sleeping and palace cars or coaches within the State of Ohio—having had the same under consideration, report it back without recommendation.

A. R. VAN CLEAF,	THOMAS J. CARRAN,
B. EGGLESTON,	G. M. SALTZGABER.
H. E. O'HAGAN,	

Said bill was ordered to be engrossed, and read the third time to-morrow.

Mr. Van Cleaf submitted the following report:

The committee on Municipal Corporations, to whom was referred H. B. No. 740: To supplement section 2673 of the Revised Statutes of Ohio—having had the same under consideration, report it back, and recommend its passage.

A. R. VAN CLEAF,	B. EGGLESTON,
THOMAS J. CARRAN,	H. E. O'HAGAN.

Said bill was ordered to be read the third time to-morrow.

Mr. Eggleston submitted the following report:

The committee on Municipal Corporations, to whom was referred S. B. No. 443: Supplementary to the act relating to cities of the first class, having a population exceeding 150,000 inhabitants, passed May 4, 1869—having had the same under consideration, report it back and recommend its passage.

B. EGGLESTON,	A. R. VAN CLEAF,
G. M. SALTZGABER,	H. E. O'HAGAN.
THOMAS J. CARRAN,	

Said bill was ordered to be engrossed, and read the third time to-morrow.

Mr. Eggleston submitted the following report:

The committee on Municipal Corporations, to whom was referred H. B. No. 816: To authorize the council of the village of Forest to transfer certain funds—having had the same under consideration, report it back and recommend its passage.

B. EGGLESTON,	G. M. SALTZGABER,
THOMAS J. CARRAN,	P. HITCHCOCK,
CHAS. FLEISCHMANN,	H. E. O'HAGAN.
A. R. VAN CLEAF,	

Said bill was ordered to be read the third time to-morrow.

Thursday, April 14, 1881.

Mr. O'Hagan submitted the following report :

The committee on Municipal Corporations, to whom was referred H. B. No. 674 : To amend section 2658 of the Revised Statutes of Ohio—having had the same under consideration, report it back and recommend its passage.

H. E. O'HAGAN,	B. EGGLESTON,
A. R. VAN CLEAF,	P. HITCHCOCK,
THOMAS J. CARRAN,	G. M. SALTZGABER.

Said bill was ordered to be read the third time to-morrow.

Mr. Carran submitted the following report :

The committee on Municipal Corporations, to whom was referred H. B. No. 739 : To amend sections 1941, 1945, 1946, and 1947 of the Revised Statutes of Ohio—having had the same under consideration, report it back and recommend its passage.

THOMAS J. CARRAN,	G. M. SALTZGABER,
B. EGGLESTON,	H. E. O'HAGAN.
A. R. VAN CLEAF,	

Said bill was ordered to be read the third time to-morrow.

Mr. Beer submitted the following report :

The committee on Railroads, Telegraphs, and Turnpikes, to whom was referred S. B. No. 352 : Supplementary to the act entitled "an act to revise and consolidate the general statutes of Ohio," and to amend section 3333 of said act—having had the same under consideration, report it back, and recommend its indefinite postponement.

THOS. M. BEER,	B. W. CARLISLE,
CHAS. FLEISCHMANN,	D. A. HOLLINGSWORTH,
GEO. P. TYLER,	H. E. O'HAGAN.

Mr. Carran moved that said bill be laid upon the table.

Which was disagreed to.

Mr. Carran moved that said bill be engrossed.

On which motion the yeas and nays were demanded, taken, and resulted—yeas 8, nays 19, as follows :

Those who voted in the affirmative were—

Messrs. Beer, Carran, Cline, Eggleston, Hollingsworth, O'Hagan, Perkins, and Pond—8.

Those who voted in the negative were—

Messrs. Atkinson, Carlisle, Entrekin, Harper, Hartshorn, Horr, Kirby of Hamilton, Kirby of Wyandot, Moore, Mounts, Parker, Richards, Saltzgaber, Sinks, Strong, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—19.

So the motion was disagreed to.

Mr. Carran moved to postpone further consideration of said bill until next Monday,

On which motion the yeas and nays were demanded, taken, and resulted—yeas 9, nays 20, as follows :

Those who voted in the affirmative were—

Messrs. Beer, Carran, Cline, Eggleston, Harper, Hitchcock, Hollingsworth, Perkins, and Pond—9.

Those who voted in the negative were—

Messrs. Atkinson, Carlisle, Creamer, Entrekin, Hartshorn, Horr, Jackson, Kirby of Hamilton, Kirby of Wyandot, Moore, Mounts, O'Hagan, Parker, Saltzgaber, Sinks, Strong, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—20.

So the motion was disagreed to.

Said bill was indefinitely postponed.

Mr. Beer submitted the following report:

The committee on Railroads, Telegraphs, and Turnpikes, to whom was referred H. B. No. 729: Granting the right of way over and across certain lands owned by the State of Ohio in Rush and Washington townships, in Scioto county, Ohio, to the Cincinnati and Eastern Railway Company, or any successor of the same, and for the purpose of constructing, maintaining and operating a railroad thereon—having had the same under consideration, report it back and recommend its passage.

THOS. M. BEER,  
H. E. O'HAGAN,  
GEO. P. TYLER.

Said bill was ordered to be read the third time to-morrow.

Mr. Hollingsworth submitted the following report:

The committee on Railroads, Telegraphs, and Turnpikes, to whom was referred H. B. No. 958: Amendatory of and supplementary to an act passed and took effect April 13, 1880, entitled "an act to authorize certain townships in Putnam county, State of Ohio, to other purposes, and repeal certain sections therein named"—having had the same under consideration, report it back and recommend its passage.

GEO. P. TYLER,                      D. A. HOLLINGSWORTH,  
H. E. O'HAGAN,                      B. W. CARLISLE.  
CHAS. FLEISCHMANN,

Said bill was set for third reading to-morrow.

Mr. Tyler submitted the following report:

The committee on Railroads, Telegraphs, and Turnpikes, to whom was referred S. B. No. 323: To authorize the trustees of certain townships, Van Wert county, State of Ohio, to levy taxes to improve the public highways in said townships, and for other purposes—having had the same under consideration, report it back and recommend that the Senate concur in the amendments made in the House of Representatives.

B. W. CARLISLE,                      GEO. P. TYLER,  
CHAS. FLEISCHMANN,                      H. E. O'HAGAN.  
D. A. HOLLINGSWORTH,

The question being on concurring in said House amendments, the yeas and nays were ordered, taken, and resulted—yeas 28, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carlisle, Cline, Creamer, Eggleston, Entrekin, Harper, Hartshorn, Horr, Hollingsworth, Jackson, Kirby of Hamilton,

Kirby of Wyandot, Moore, Mounts, O'Hagan, Parker, Perkins, Pond, Richards, Saltzgaber, Sinks, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—28.

So the amendment was concurred in.

The committee on Railroads, Telegraphs, and Turnpikes, to whom was referred S. B. No. 446: To authorize certain incorporated villages to construct machine shops, and issue bonds therefor—having had the same under consideration, report it back, and recommend its passage.

GEO. P. TYLER,	D. A. HOLLINGSWORTH,
B. W. CARLISLE,	H. E. O'HAGAN.

Said bill was ordered to be engrossed, and read the third time to-morrow.

Mr. O'Hagan submitted the following report:

The committee on Railroads, Telegraphs, and Turnpikes, to whom was referred H. B. No. 938: To authorize certain incorporated villages to build railroads, and to lease or operate the same—having had the same under consideration, report it back and recommend its passage.

GEO. P. TYLER,	H. E. O'HAGAN,
D. A. HOLLINGSWORTH,	B. W. CARLISLE.

Said bill was set for third reading to-morrow.

Mr. O'Hagan submitted the following report:

The committee on Railroads, Telegraphs, and Turnpikes, to whom was referred H. B. No. 952: To authorize certain cities to build railroads, and to lease or operate the same—having had the same under consideration, report it back and recommend its passage.

THOS. M. BEER,	D. A. HOLLINGSWORTH,
GEO. P. TYLER,	B. W. CARLISLE.
CHAS. FLEISCHMANN,	

Said bill was set for third reading to-morrow.

Mr. Harper submitted the following report:

The committee on Common Schools and School Lands, to whom was referred H. B. No. 777: To authorize the creation of a special school district in East Union township, Wayne county, Ohio—having had the same under consideration, report it back, and recommend its passage.

E. N. HARTSHORN,	L. HARPER,
T. J. PRINGLE,	H. E. O'HAGAN.
A. R. VAN CLEAF,	

Said bill was ordered to be read the third time to-morrow.

Mr. Hartshorn submitted the following report:

The committee on Universities, Colleges, and Academies, to whom was referred the communication of the Governor, appointing Benj. W. Chidlaw, Richard Smith, Samuel F. Hunt, H. W. Hughes, Wm. J. Gilmore, Edward L. Taylor, Lewis N. Bonham, J. McLain Smith, and Calvin T. Brice, to be Trustees of the Miami University for the term of nine years,

beginning March 1st, 1881—having had the same under consideration, report it back, and recommend that the Senate do advise and consent to their appointment.

E. N. HARTSHORN,  
L. HARPER,  
A. R. CREAMER,

W. H. KIRBY,  
L. M. STRONG.

Mr. Pond moved that the Senate go into executive session to consider said appointments.

On which motion the yeas and nays were demanded, taken, and resulted—yeas 16, nays 14, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carlisle, Carran, Cline, Eggleston, Harper, Hartshorn, Kirby of Hamilton, Moore, O'Hagan, Perkins, Pond, Sinks, Strong, and Van Cleaf—16.

Those who voted in the negative were—

Messrs. Creamer, Entrekin, Hitchcock, Horr, Hollingsworth, Jackson, Kirby of Wyandot, Mounts, Parker, Richards, Saltzgaber, Sullivan, Tyler, and Wilkins of Tuscarawas—14.

So the motion was agreed to, and the Senate went into executive session on said appointments.

After being in executive session some time, the Senate resumed its deliberation in open session.

The question being on advising and consenting to the appointment of B. W. Chidlaw, the yeas and nays were ordered, taken, and resulted—yeas 30, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carran, Cline, Creamer, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kirby of Hamilton, Kirby of Wyandot, Moore, Mounts, O'Hagan, Parker, Perkins, Pond, Richards, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—30.

So the Senate advised and consented to said appointment.

The question being on advising and consenting to the appointment of Richard Smith, the yeas and nays were ordered, taken, and resulted—yeas 30, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carran, Cline, Creamer, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kirby of Hamilton, Kirby of Wyandot, Moore, Mounts, O'Hagan, Parker, Perkins, Pond, Richards, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—30.

So the Senate advised and consented to said appointment.

The question being on advising and consenting to the appointment of S. F. Hunt, the yeas and nays were ordered, taken, and resulted—yeas 30, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carran, Cline, Creamer, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kirby of Hamilton, Kirby of Wyandot, Moore, Mounts, O'Hagan, Parker, Perkins, Pond, Richards, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—30.

So the Senate advised and consented to said appointment.

The question being on advising and consenting to the appointment of H. W. Hughes, the yeas and nays were ordered, taken, and resulted—yeas 30, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carran, Cline, Creamer, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kirby of Hamilton, Kirby of Wyandot, Moore, Mounts, O'Hagan, Parker, Perkins, Pond, Richards, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—30.

So the Senate advised and consented to said appointment.

The question being on advising and consenting to the appointment of W. J. Gilmore, the yeas and nays were ordered, taken, and resulted—yeas 30, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carran, Cline, Creamer, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kirby of Hamilton, Kirby of Wyandot, Moore, Mounts, O'Hagan, Parker, Perkins, Pond, Richards, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—30.

So the Senate advised and consented to said appointment.

The question being on advising and consenting to the appointment of E. L. Taylor, the yeas and nays were ordered, taken, and resulted—yeas 30, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carran, Cline, Creamer, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kirby of Hamilton, Kirby of Wyandot, Moore, Mounts, O'Hagan, Parker, Perkins, Pond, Richards, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—30.

So the Senate advised and consented to said appointment.

The question being on advising and consenting to the appointment of L. N. Bonham, the yeas and nays were ordered, taken, and resulted—yeas 30, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carran, Cline, Creamer, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kirby of Hamilton, Kirby of Wyandot, Moore, Mounts, O'Hagan, Parker, Perkins, Pond, Richards, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—30.

So the Senate advised and consented to said appointment.

The question being on advising and consenting to the appointment of J. McLain Smith, the yeas and nays were ordered, taken, and resulted—yeas 30, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carran, Cline, Creamer, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kirby of Hamilton, Kirby of Wyandot, Moore, Mounts, O'Hagan, Parker, Perkins, Pond, Richards, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—30.

So the Senate advised and consented to said appointment.

The question being on advising and consenting to the appointment of Calvin T. Brice, the yeas and nays were ordered, taken, and resulted—yeas 30, nays none, as follows:



Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carran, Cline, Creamer, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kirby of Hamilton, Kirby of Wyandot, Moore, Mounts, O'Hagan, Parker, Perkins, Pond, Richards, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—30.

So the Senate advised and consented to said appointment.

Mr. Carran submitted the following report:

The committee on Corporations other than Municipal, to whom was referred H. B. No. 690: To establish the fees and compensation of certain county officers in counties having at the federal census of 1870 a population of not less than 46,000 and not more than 52,000, and being supplementary to sections 1013 to 1162 of the Revised Statutes of Ohio, inclusive—having had the same under consideration, report it back without recommendation:

B. WILKINS,	THOMAS J. CARRAN,
H. B. PERKINS,	R. A. HORR.

Said bill was ordered to be read the third time to-morrow.

Mr. Horr submitted the following report:

The committee on Benevolent Institutions, to whom was referred S. J. R. No. 86: Relative to the admission of Sarah M. Curran into the Cleveland Asylum for the Insane—having had the same under consideration, report it back and recommend its adoption.

R. A. HORR,	GEO. P. TYLER.
J. L. MOUNTS,	A. R. VAN CLEAF,
JOHN A. WILKINS,	P. HITCHCOCK.

The question being on the adoption of said resolution, the yeas and nays were ordered, taken, and resulted—yeas 24, nays 1, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carlisle, Cline, Creamer, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Horr, Kirby of Wyandot, Moore, Mounts, O'Hagan, Parker, Pond, Richards, Sinks, Strong, Sullivan, Tyler, Van Cleaf, and Wilkins of Fulton—24.

Mr. Carran voted in the negative.

So the resolution was adopted.

Mr. Pond moved to reconsider the vote by which H. B. No. 803 passed the Senate on yesterday.

Which was agreed to.

Mr. Pond moved that a message be sent to the House requesting the return of said bill.

Which was agreed to.

Mr. Van Cleaf offered the following resolution, which was adopted:

S. R. No. 91: *Resolved*, That S. R. No. 77, providing for adjournment from Friday until Tuesday, every third week, be and the same is hereby rescinded.

Mr. Saltzgaber moved to reconsider the vote by which H. B. No. 903 was lost.

Which was agreed to.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 22, nays 4, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carlisle, Creamer, Eggleston, Entrekin, Harper, Horr, Jackson, Kirby of Wyandot, Moore, Mounts, O'Hagan, Parker, Perkins, Saltzgaber, Sinks, Strong, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—22.

Those who voted in the negative were—

Messrs. Carran, Hollingsworth, Pond, and Richards—4.

So the bill passed. The title was agreed to.

Mr. Moore moved to take from the table H. B. No. 753.

Which was agreed to.

On motion of Mr. Sullivan, the Senate took a recess.

### THREE O'CLOCK P.M.

The pending question being on the passage of H. B. No. 753—

The yeas and nays were ordered, taken, and resulted—yeas 19, nays 3, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Carlisle, Creamer, Entrekin, Harper, Horr, Jackson, Kirby of Hamilton, Moore, Mounts, O'Hagan, Parker, Perkins, Pond, Saltzgaber, Sinks, Strong, Van Cleaf, and Wilkins of Tuscarawas—19.

Those who voted in the negative were—

Messrs. Carran, Richards, and Beer—3.

So the bill passed. The title was agreed to.

Mr. Atkinson moved that the vote by which H. B. No. 945 was lost, be reconsidered.

Which was agreed to.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 20, nays 5, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Carlisle, Creamer, Entrekin, Harper, Horr, Jackson, Kirby of Hamilton, Kirby of Wyandot, Moore, Mounts, O'Hagan, Parker, Perkins, Saltzgaber, Sinks, Strong, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—20.

Those who voted in the negative were—

Messrs. Beer, Carran, Hitchcock, Pond, and Richards—5.

So the bill passed. The title was agreed to.

On motion of Mr. Hitchcock, H. B. No. 643 was taken from the table.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 25, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carlisle, Carran, Creamer, Entrekin, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kirby of Hamilton, Kirby of Wyandot, Moore, O'Hagan, Perkins, Richards, Saltzgaber, Sinks, Strong, Sullivan, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—25.

So the bill passed. The title was agreed to.

A communication from the Trades and Labor Assembly of Cincinnati and vicinity was presented by the President and read at the Clerk's desk, and referred to the committee on Manufactures and Commerce, with instructions to report, by bill or otherwise, at its earliest convenience.

Bills were read the second time, and referred as follows:

S. B. No. 450: To amend section 620 of the Revised Statutes of Ohio.

To committee on Judiciary.

H. B. No. 968: For the relief of Philip Endlich.

To committee on Finance.

H. B. No. 974: To authorize the trustees of Oxford township, Tuscarawas county, Ohio, to sell certain railroad stocks, and appropriate the proceeds to the construction of a town hall, in the village of New-comerstown, in said township, and to repeal an act entitled "an act to authorize the trustees of Oxford township, Tuscarawas county, Ohio, to sell railroad stock and appropriate the proceeds to the construction of a bridge," passed April 25, 1872. (Ohio Laws, vol. 69, page 226).

To committee on Finance.

H. B. No. 977: To authorize the trustees of the Mutual Protection Association of Patrons of Husbandry to move their office.

To committee on Agriculture.

H. B. No. 352: To authorize the Board of Public Works to build a culvert.

To committee on Public Works.

H. B. No. 734: Making appropriation to construct a culvert under the Hocking canal in the village of Logan, Hocking county, Ohio.

To committee on Public Works.

S. B. No. 451: Supplementary to an act entitled "an act to authorize certain townships to build railroads, and to lease or operate the same," passed April 15, 1880 (O. L., vol. 77, p. 225), and the act amendatory thereof, passed March, 1881—was read the second time.

Said bill was ordered to be engrossed, and read the third time to-morrow.

H. B. No. 965: To amend section 4098 of the Revised Statutes of Ohio—was read the second time.

Mr. Eggleston moved that the constitutional rule requiring bills to be read on three different days be dispensed with, that said bill may be read the third time.

On which motion the yeas and nays were taken, and resulted—yeas 29, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Carlisle, Carran, Creamer, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kirby of Hamilton, Kirby of Wyandot, Moore, Mounts, O'Hagan, Parker, Perkins, Pond, Richards, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—29.

So the motion was agreed to, and said bill was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 29, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carlisle, Carran, Creamer, Eggleston, Entrekin, Harper, Hartshorn, Horr, Hollingsworth, Jackson, Kirby of Hamilton, Kirby of Wyandot, Moore, Mounts, O'Hagan, Parker, Perkins, Pond, Richards, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—29.

So the bill passed.

The title was amended by striking out all after the word "Ohio," and was then agreed to.

H. B. No. 701: To authorize certain townships to build railroads, and to lease or operate the same—was read the second time.

Mr. Wilkins of Fulton moved that the constitutional rule requiring bills to be read on three different days be dispensed with, that said bill may be read the third time by its title.

On which motion the yeas and nays were taken, and resulted—yeas 29, nays 1, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carlisle, Carran, Creamer, Eggleston, Entrekin, Harper, Hartshorn, Horr, Hollingsworth, Jackson, Kirby of Hamilton, Kirby of Wyandot, Moore, Mounts, O'Hagan, Parker, Perkins, Pond, Richards, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—29.

Mr. Hitchcock voted in the negative.

So the motion was agreed to, and said bill was read the third time by its title.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 21, nays 3, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Carlisle, Creamer, Eggleston, Entrekin, Harper, Horr, Jackson, Kirby of Hamilton, Kirby of Wyandot, Moore, Mounts, O'Hagan, Parker, Perkins, Saltzgaber, Sinks, Sullivan, Tyler, Wilkins of Fulton, and Wilkins of Tuscarawas—21.

Those who voted in the negative were—

Messrs. Beer, Richards, and Strong—3.

So the bill passed. The title was agreed to.

H. B. No. 976: To authorize the county commissioners of certain counties to purchase sites, and erect thereon necessary buildings for children's homes—was read the second time.

Mr. Jackson moved that the constitutional rule requiring bills to be read on three different days be dispensed with, that said bill may be read the third time.

On which motion the yeas and nays were taken, and resulted—yeas 29, nays 1, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Carlisle, Carran, Creamer, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kirby of Hamilton, Kirby of Wyandot, Moore, Mounts, O'Hagan, Parker, Perkins, Pond, Richards, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—29.

Mr. Beer voted in the negative.

So the motion was agreed to, and said bill was read the third time by its title.

Mr. Wilkins of Tuscarawas moved to refer said bill to a select committee of one, with instructions to amend as follows:

After the word "hundred," in line 4, add the following, viz.: "and in counties having a population of not less than 40,100, and not more than 40,300."

After the word "that," in line 13, add: "in counties having such population of 28,200, nor more than 28,300."

And after the word "buildings," in line 14, add the following: "and, provided, that in counties having such population of not less than 40,100, and not more than 40,300, that not more than \$25,000 shall be expended in the purchase of said site and buildings."

Which was agreed to.

The President *pro tem.* appointed Mr. Wilkins of Tuscarawas such committee, who reported the bill back amended as instructed.

The question then being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 24, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Carlisle, Carran, Cline, Creamer, Eggleston, Entrekin, Harper, Hartshorn, Horr, Jackson, Kiroy of Hamilton, Moore, Mounts, O'Hagan, Parker, Perkins, Saltzgaber, Sinks, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—24.

So the bill passed. The title was agreed to.

H. B. No. 901: To amend section 2689 of the Revised Statutes of Ohio, as amended March 27, 1880—was read the third time.

Mr. Carran moved to refer said bill (H. B. No. 901) to a select committee of one, with instructions to amend as follows:

In line 20 strike out the word "eight," and insert "nine."

In line 24 strike out, "nineteen mills," and insert "four hundred thousand dollars."

Which was agreed to.

The President *pro tem.* appointed Mr. Carran such committee, who reported the bill back amended as instructed.

Mr. Van Cleaf moved to refer said bill (H. B. No. 901) to a select committee of one, with instructions to amend as follows:

In section 1, line 27, strike out the word "nine," and insert "eight."

In lines 27 and 28, section 1, strike out the words "and five-tenths."

Which was agreed to.

The President *pro tem.* appointed Mr. Van Cleaf such committee, who reported the bill back amended as instructed.

The question then being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 25, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carlisle, Cline, Eggleston, Entrekin, Harper, Hartshorn, Horr, Jackson, Kirby of Hamilton, Kirby of Wyandot, Moore, Mounts, O'Hagan, Perkins, Pond, Richards, Saltzgaber, Sinks, Strong, Sullivan, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—25.

So the bill passed. The title was agreed to.

S. B. No. 337: To amend section 2833 of the Revised Statutes of Ohio—was read the third time.

Mr. Sullivan moved to refer (S. B. No. 337) to a select committee of one, with instructions to amend as follows:

In line 8, section 1, after the word "dog" insert: "but in case the per capita tax of fifty cents be not sufficient in any county to pay the damage done by the killing or wounding of sheep therein by dogs, it shall be the duty of the commissioners at their regular meeting in June in each year, of any such county, to levy an additional per capita tax of not to exceed fifty cents on each dog."

Which was agreed to.

The President *pro tem.* appointed Mr. Sullivan such committee, who reported the bill back amended as instructed.

The question then being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 7, nays 18, as follows:

Those who voted in the affirmative were—

Messrs. Carlisle, O'Hagan, Parker, Saltzgaber, Sullivan, Wilkins of Fulton, and Wilkins of Tuscarawas—7.

Thursday, April 14, 1881.

Those who voted in the negative were—

Messrs. Atkinson, Beer, Cline, Creamer, Eggleston, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Kirby of Hamilton, Kirby of Wyandot, Moore, Perkins, Pond, Richards, Sinks, and Strong—18.

So the bill, having failed to receive a constitutional majority, was lost.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has concurred in the passage of the the following bill:

Re-engrossed S. B. No. 438: To authorize certain townships to build railroads, and to lease or operate the same.

With the following amendments, in which the concurrence of the Senate is requested:

In section 1, line 2, after the word "had" strike out the word "and."

In same section, line 3, strike out the words "which by any subsequent federal census may have."

Attest:

D. J. EDWARDS, *Clerk.*

The question being on concurring in said amendments, the yeas and nays were ordered, taken and resulted—yeas 22, nays 1, as follows:

Those who voted in the affirmative were—

Messrs. Carlisle, Carran, Creamer, Eggleston, Entrekin, Harper, Hartshorn, Horr, Jackson, Kirby of Wyandot, Moore, Mounts, O'Hagan, Parker, Perkins, Pond, Saltzgaber, Strong, Sullivan, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—22.

Mr. Hitchcock voted in the negative.

So the Senate concurred in said amendments.

The President *pro tem.* appointed on the part of the Senate Messrs. Perkins, Kirby of Hamilton, and O'Hagan on a committee of Conference between the two Houses on matters of difference on H. B. No. 897.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives accedes to the request of the Senate for the return of

H. B. No. 803: To authorize the village of Logan, Hocking county, to issue bonds to purchase cemetery grounds.

Attest:

D. J. EDWARDS, *Clerk.*

Mr. Pond moved to refer said bill to the committee on Municipal Corporations.

On which motion the yeas and nays were demanded, taken, and resulted—yeas 7, nays 20, as follows:

Those who voted in the affirmative were—  
Messrs. Cline, Creamer, Eggleston, Horr, Hollingsworth, Pond, and Strong—7.

Those who voted in the negative were—  
Messrs. Atkinson, Beer, Carlisle, Carran, Entrekin, Harper, Hartshorn, Hitchcock, Jackson, Kirby of Hamilton, Kirby of Wyandot, Moore, O'Hagan, Parker, Perkins, Saltzgaber, Sullivan, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—20.

So the motion was disagreed to.

The question then being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 27, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carlisle, Carran, Cline, Creamer, Eggleston, Harper, Hartshorn, Hitchcock, Jackson, Kirby of Wyandot, Moore, Mounts, O'Hagan, Parker, Perkins, Pond, Richards, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—27.

So the bill passed. The title was agreed to.

Mr. Entrekin submitted the following report:

The committee on Revision have examined, and found correctly re-crossed, H. B. No. 898.

JOHN C. ENTREKIN,  
A. R. CREAMER,  
E. N. HARTSHORN.

H. B. No. 898: Making appropriations to meet deficiencies—being the special order for this hour (4 p.m.) was taken up and read the third time.

Mr. Van Cleaf moved to refer said bill (H. B. No. 898) to a select committee of one, with instructions to amend as follows:

In section 1, after line 224, insert the following:

"For deficiency in salary of Superintendent of Insurance, five dollars and forty-seven cents (\$5.47)."

Which was agreed to.

The President *pro tem.* appointed Mr. Van Cleaf such committee, who reported the bill back amended as instructed.

Mr. Richards moved to refer said bill (H. B. No. 898) to a select committee of one, with instructions to amend as follows:

Add at the end of line 225:

"To John S. Deveny, for expenses incurred as delegate to convention in relation to improvement of Mississippi River and its tributaries, forty-six dollars and sixty-five cents (\$46.65)."

Which was agreed to.

The President *pro tem.* appointed Mr. Richards such committee, who reported the bill back amended as instructed.

The question then being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 24, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beer, Carlisle, Carran, Creamer, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Horr, Jackson, Kirby of Hamilton, Kirby of Wyandot, Moore, Mounts, Parker, Pond, Richards, Saltzgaber, Sinks, Strong, Tyler, Van Cleaf, and Wilkins of Tuscarawas—24.

So the bill passed. The title was agreed to.

Mr. Entrekin submitted the following report:

The committee of Conference, to whom was referred the matters of difference between the two Houses on S. B. No. 297—having had the same under consideration, recommend that the Senate concur in the first, fourth, and sixth House amendments; that the Senate concur in the second House amendment, when amended as follows:

Strike out all of said amendment, and insert therein the following: After the word "day," in line 129, section 1, of the bill, insert the words: "For the first seven days and thereafter, each field officer and surgeon, two dollars and fifty cents per day; each line officer, and each staff officer ranking not higher than captain, two dollars per day; and each enlisted man, one dollar per day."

That the House recede from its third amendment, and that the Senate concur in the fifth House amendment, when amended as follows:

Strike out of said amendment all after the figures "63," and insert therein therein the following words: "After the word 'five' insert the words, 'and in cities of the first class ten.'"

And that the Senate concur in the seventh House amendment, when amended as follows:

Strike out of said amendment all after the figures "3036," and insert therein the word and figures "and 3037."

And that the House concur in said amendments to the second, fifth and seventh House amendments.

JOHN C. ENTREKIN,  
J. WILKINS,  
LINDSEY KELLY,

F. THORP,  
T. SPECTNAGEL,  
JAS. W. RIMER.

The question being on agreeing to said report, the yeas and nays were ordered, taken, and resulted—yeas 24, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beer, Carlisle, Creamer, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Horr, Kirby of Hamilton, Kirby of Wyandot, Moore, Mounts, O'Hagan, Perkins, Pond, Richards, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, and Wilkins of Tuscarawas—24.

So the report was adopted.

H. B. No. 891: To authorize the commissioners of Pike county to issue bonds to pay indebtedness of the county, and to levy tax for the payment thereof—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 27, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carlisle, Cline, Creamer, Eggleston, Harper, Hartshorn, Horr, Hollingsworth, Jackson, Kirby of Hamilton, Kirby of Wyandot, Moore, Mounts, O'Hagan, Parker, Pond, Richards, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, and Wilkins of Tuscarawas—27.

So the bill passed. The title was agreed to.

So the bill passed. The title was agreed to.

H. B. No. 960: To authorize the trustees of Middleburg township, Cuyahoga county, Ohio, to levy a tax for the support of the poor, and to pay an existing indebtedness against said township, contracted for the support of its poor—was read the third time.



The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 28, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Carlisle, Carran, Cline, Creamer, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Hollingsworth, Jackson, Kirby of Hamilton, Kirby of Wyandot, Moore, Mounts, O'Hagan, Parker, Perkins, Pond, Richards, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, and Wilkins of Fulton—28

So the bill passed. The title was agreed to.

H. B. No. 941: To authorize the board of education of the city school district of Xenia city to transfer funds—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 29, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carlisle, Carran, Cline, Creamer, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Hollingsworth, Jackson, Kirby of Hamilton, Kirby of Wyandot, Moore, Mounts, O'Hagan, Parker, Perkins, Pond, Richards, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, and Wilkins of Tuscarawas—29.

So the bill passed. The title was agreed to.

Mr. Carran submitted the following report:

The committee on Reform Schools and Girls' Industrial Home, to whom was referred H. B. No. 598: To amend section 753 of the Revised Statutes of Ohio—having had the same under consideration, report it back, with following amendment, and recommend its passage when so amended:

After the word "State," in line 8, strike out "or any municipal corporation."

THOS. J. CARRAN,  
P. HITCHCOCK,  
JNO. F. SINKS,

JNO. A. WILKINS,  
B. W. CARLISLE,  
J. L. MOUNTS.

Said amendment was agreed to.

Said bill was ordered to be engrossed, and read the third time to-morrow.

M. Entrekin, as a select committee of one, reported back H. B. No. 671, and said bill was ordered placed on the calendar for to-morrow.

Mr. Tyler submitted the following report:

The committee on Railroads, Telegraphs, and Turnpikes, to whom was referred H. B. No. 792: To authorize the commissioners of Clermont county, Ohio, to construct certain turnpike roads—having had the same under consideration, report it back and recommend its passage.

GEO. P. TYLER,  
H. E. O'HAGAN,

B. W. CARLISLE,  
THOS. M. BEER.

Said bill was ordered to be read the third time to-morrow.

The following bills were introduced and read the first time:

S. B. No. 452—Mr. Carlisle: To authorize the incorporated village of Athens to transfer certain funds therein named.

S. B. No. 453—Mr. Pond: To amend section 979 of the Revised Statutes of Ohio.

Mr. Entrekin submitted the following report:

The committee on Soldiers' and Sailors' Orphans' Home, and School for Imbecile Youth, to whom was referred H. B. No. 719: To provide for the support of certain orphans of deceased soldiers outside of the Ohio Soldiers' and Sailors' Orphans' Home—having had the same under consideration, report it back and recommend its passage.

JOHN C. ENTREKIN,	B. WILKINS,
P. HITCHCOCK,	R. HERR,
E. N. HARTSHORN,	A. R. CREAMER,

Said bill was ordered to be read the third time to-morrow.

Mr. Hollingsworth offered the following joint resolution:

S. J. R. No. 87: *Be it resolved by the General Assembly of the State of Ohio,* That the Adjutant General be and he is hereby authorized to loan to the managers of the Loan Exhibition, at Bellaire, Belmont county, Ohio, for the benefit of the Soldiers' Monumental Association of said county, under such reasonable regulations as he may prescribe, the flags and other relics of the late war, now in his custody, and which can safely be removed, first taking proper security for their safe return.

The question being on the adoption of the resolution, the yeas and nays were ordered, taken, and resulted—yeas 21, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Creamer, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Moore, O'Hagan, Perkins, Pond, Richards, Sinks, Sullivan, and Van Cleaf—21.

So the resolution was adopted.

Mr. Eggleston moved that when the Senate adjourns to-day, it adjourn to meet at 7½ o'clock p.m. this evening.

Mr. Pond moved to amend by striking out "7½ o'clock p.m. this evening," and inserting "9 o'clock to-morrow morning."

Which was agreed to.

The motion of Mr. Eggleston, as amended, was then agreed to.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has concurred in the Senate amendments to

H. B. No. 730: To amend section 3499, as amended April 12, 1880 (Ohio Laws, volume 74, p. 187), and to amend section 3501, and to enact supplementary section 3501a, and to repeal said sections 3499 and 3501.

H. B. No. 166: To amend section 4001 of the Revised Statutes of Ohio.

H. B. No. 964: Supplemental to an act entitled "an act to authorize the village of Ashland, Ashland county, Ohio, to borrow money to build a town hall," passed March 22, 1881.

Attest:

D. J. EDWARDS, Clerk.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has agreed to the report of the committee of Conference on matters of difference between the two Houses on the following bill:

S. B. No. 297: To amend sections 3033, 3034, 3035, 3036, 3037, 3038, 3039, 3046, 3071, 3075, 3078, 3081, and 3082 of the Revised Statutes of Ohio.

Attest:

D. J. EDWARDS, *Clerk.*

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The following bills have been introduced in the House of Representatives, and read the first time:

H. B. No. 987—Mr. Wolfe: To divide Ward township, Hocking county, into two election precincts.

H. B. No. 988—Mr. Moore of Washington: To compel railroad corporations to perform their duties to the public.

H. B. No. 989—Mr. Kerr: To authorize the transfer of certain funds by the trustees of Perry township, Columbiana county, Ohio.

H. B. No. 990—Mr. Marsh: To change the time for holding the third term of the court of common pleas in the county of Mercer, for the year 1881.

H. B. No. 991—Mr. Letcher: To authorize certain townships to build railroads, and to lease or operate the same.

H. B. No. 992—Mr. Dayton: To provide for the registration of votes, and to preserve the purity of elections.

Attest:

D. J. EDWARDS, *Clerk.*

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has agreed to the report of the committee on Conference on matters of difference between the two Houses on

Re-engrossed H. B. No. 897: Making appropriations for the benevolent, penal, and reformatory institutions of the State, for the last three quarters of the fiscal year ending November 15, 1881, and the first quarter of the fiscal year ending February 15, 1882.

Attest:

D. J. EDWARDS, *Clerk.*

Thursday, April 14, 1881.

## MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has appointed as a committee of Conference on matters of difference between the two Houses on

H. B. No. 267: To amend section 4457, 4475, 4476, and to repeal section 4557 of the Revised Statutes of Ohio,

Messrs. Brown of Putnam, Herrick, and Rimer.

Attest:

D. J. EDWARDS, *Clerk*.

The President *pro tem.* appointed on such committee on the part of the Senate, Messrs. Strong, Moore, and Saltzgaber.

Mr. Hollingsworth submitted the following report:

The joint committee on Enrollment have examined, and found correctly enrolled, the following bills and joint resolutions:

H. B. No. 888: For the relief of Delia M. Swigart.

H. B. No. 959: To amend section 5189b of an act entitled "an act supplementary to title 1, division 3, chapter 2, subdivision 1 of the Revised Statutes of Ohio," passed and took effect March 29, 1881.

H. B. No. 964: Supplementary to an act entitled "an act to authorize the village of Ashland, Ashland county, Ohio, to borrow money to build a town hall," passed March 24, 1881.

H. B. No. 932: To amend section 6951 of the Revised Statutes of Ohio.

H. B. No. 917: Supplementary to an act entitled "an act to authorize certain cities to build railroads, and to lease or operate the same," passed April 7, 1880 (Ohio Laws 77, page 131), and to repeal section 10 of said act.

H. B. No. 166: To amend section 4C01 of the Revised Statutes of Ohio.

D. A. HOLLINGSWORTH,  
L. M. STRONG,  
C. R. HARMON,  
G. W. MOORE,

H. R. SMITH,  
W. T. WALLACE,  
J. L. CORYELL,  
JOHN HARDY.

## MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The Speaker of the House of Representatives has, in the presence of the House, signed the following bill:

H. B. No. 888: For the relief of Delila M. Swigart.

Attest:

D. J. EDWARDS, *Clerk*.

The President *pro tem.* of the Senate, in the presence of the Senate, signed said bills and joint resolution.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has passed the following bills, in which the concurrence of the Senate is requested:

H. B. No. 989—Mr. Kerr: To authorize the transfer of certain funds by the trustees of Perry township, Columbiana county, Ohio.

H. B. No. 987—Mr. Wolfe: To divide Ward township, Hocking county, into two election precincts.

H. B. No. 933—Mr. Hardy: To amend section 5 of an act entitled "an act to provide for the protection of the canals of the State of Ohio, the regulation of the navigation thereof, and for the collection of tolls," passed March 28, 1840.

Attest:

D. J. EDWARDS, *Clerk.*

Said bills were read the first time.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has concurred in the passage of the following bills:

S. B. No. 378: To amend section 5134 of the Revised Statutes of Ohio.

S. B. No. 423: To authorize cities of the second class, having a population of 8410, by the last Federal census, to erect buildings for manufacturing purposes.

S. B. No. 445: To authorize the council of the incorporated village of Hanover, in the county of Columbiana, to issue bonds for town hall purposes.

S. B. No. 310: To authorize the county commissioners of Hamilton county to levy a tax for the opening, grading, and completing of an avenue known as Glenway West.

S. B. No. 449: To authorize the commissioners of Erie county, Ohio, to issue bonds to build a jail.

Attest:

D. J. EDWARDS, *Clerk.*

H. B. No. 955: Supplementary to an act entitled "an act to authorize certain villages to purchase certain real estate for railroad purposes, to construct machine shops, and to issue bonds therefor, and to authorize additional taxation to meet the principal and interest of said bonds," passed April 15, 1880 (Ohio Laws, volume 77, page 229)—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 20, nays 5, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Carlisle, Cline, Creamer, Eggleston, Harper, Horr, Jackson, Kirby of Hamilton, Kirby of Wyandot, Moore, Mounts, O'Hagan, Parker, Perkins, Saltzgaber, Sinks, Sullivan, Wilkins of Fulton, and Wilkins of Tuscarawas—20.

Those who voted in the negative were—

Messrs. Hartshorn, Pond, Strong, Richards, and Van Cleaf—5.

So the bill passed. The title was agreed to.

H. B. No. 858: To authorize the trustees of the township of Licking, Licking county, Ohio, to erect a town hall in the town of Jacksonstown, Ohio—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 25, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carlisle, Creamer, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kirby of Hamilton, Kirby of Wyandot, Moore, Mounts, O'Hagan, Parker, Richards, Saltzgaber, Strong, Sullivan, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—25.

So the bill passed. The title was agreed to.

H. B. No. 836: To amend section 1481 of the Revised Statutes of Ohio—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas, 22, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carlisle, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Horr, Kirby of Hamilton, Moore, Mounts, O'Hagan, Parker, Perkins, Pond, Richards, Saltzgaber, Sinks, Strong, Sullivan, and Van Cleaf—22.

So the bill passed. The title was agreed to.

On motion of Mr. Jackson, S. B. No. 263: To amend section 14 of the Revised Statutes of Ohio—was postponed until to-morrow, and ordered placed on the calendar.

S. B. No. 447: To authorize certain townships to build railroads and to lease or operate the same—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 22, nays 2, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carlisle, Creamer, Eggleston, Entrekin, Harper, Horr, Hollingsworth, Jackson, Kirby of Hamilton, Kirby of Wyandot, Moore, Mounts, O'Hagan, Parker, Perkins, Pond, Saltzgaber, Sinks, Tyler, and Wilkins of Fulton—22.

Those who voted in the negative were—

Messrs. Hitchcock and Richards—2.

So the bill passed. The title was agreed to.

H. B. No. 948: To authorize the commissioners of Portage county to appropriate surplus dog tax funds of said county—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 25, nays 2, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carlisle, Creamer, Eggleston, Entrekin, Harper, Horr, Jackson, Kirby of Hamilton, Kirby of Wyandot, Moore, Mounts, O'Hagan, Parker, Perkins, Richards, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—25.

Those who voted in the negative were—

Messrs. Hitchcock and Pond—2.

So the bill passed. The title was agreed to.

Mr. Atkinson moved that the Senate adjourn.

On which motion the yeas and nays were demanded, taken and resulted—yeas 12, nays 17, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carlisle, Carran, Eggleston, Jackson, Kirby of Wyandot, Parker, Sullivan, Tyler, Van Cleaf, and Wilkins of Fulton—14.

Those who voted in the negative were—

Messrs. Creamer, Entrekin, Harper, Hartshorn, Hitchcock, Kelly, Kirby of Hamilton, Moore, Mounts, O'Hagan, Perkins, Pond, Richards, Saltz-gaber, Sinks, Strong, and Wilkins of Tuscarawas—17.

So the motion was disagreed to.

Mr. Pond moved that the committee on Railroads, Turnpikes, and Telegraphs be relieved from further consideration of H. B. No. 794.

On which motion the yeas and nays were demanded, taken, and resulted—yeas 15, nays 10, as follows:

Those who voted in the affirmative were—

Messrs. Beer, Creamer, Entrekin, Hartshorn, Hitchcock, Horr, Kelly, Kirby of Hamilton, O'Hagan, Perkins, Pond, Richards, Sinks, Strong, and Sullivan—15.

Those who voted in the negative were—

Messrs. Atkinson Carlisle, Harper, Kirby of Wyandot, Moore, Mounts, Parker, Tyler, Van Cleaf, and Wilkins of Tuscarawas—10.

So the motion was agreed to.

Said bill was ordered placed on the calendar for third reading to-mor-row.

S. B. No. 417: To designate the office in which the official bonds of State officers shall be filed—was read the third third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 26, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beer, Carran, Cramer, Eggleston, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Moore, Mounts, O'Hagan, Parker, Perkins, Pond, Richards, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—26.

So the bill passed. The title was agreed to.

Mr. Beer moved that the Senate adjourn.

Which was agreed to.

Attest:

J. C. DONALDSON, *Clerk*.

FRIDAY, April 15, 1881—10 o'clock A.M.

The Senate met pursuant to adjournment

The Journal was read and approved.

Mr. Wilkins of Fulton, on leave, introduced the following bill, which was read the first time:

S. B. No. 454: To authorize certain townships to build railroads, and to lease or operate the same.

Mr. Creamer submitted the following report:

The select committee of one, to whom was referred H. B. No. 970: To authorize the village of Clarksville, Clinton county, Ohio, to levy a tax for the relief of George W. Garrison and Ezekiel Cast—having had the same under consideration, report it back, and recommend its passage.

A. R. CREAMER.

Said bill was engrossed at the Clerk's desk and read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 24, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Carlisle, Creamer, Entrekin, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Moore, Mounts, Parker, Pond, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—24.

So the bill passed. The title was agreed to.

Mr. Eggleston presented the memorial and resolutions of the Trades and Labor Assembly of Cincinnati, asking a change in the law so that eight hours shall constitute a day's work instead of ten hours.

Which was referred to the committee on Manufacturers and Commerce.

Bills were read the second time, and referred as follows:

H. B. No. 987: To divide Ward township, Hocking county, into two election precincts

To committee on Corporations other than Municipal.

H. B. No. 989: To authorize the transfer of certain lands by the trustees of Perry township, Columbiana county, Ohio.

To committee on Schools and School Lands.

H. B. No. 933: To amend section 5 of an act entitled "an act to provide for the protection of the canals of the State of Ohio, the regulation of the navigation thereof, and for the collection of tolls," passed March 28, 1840.

To committee on Public Works.

Mr. Wilkins of Tuscarawas submitted the following report:

The committee on Finance, to whom was referred H. B. No. 968: For the relief of Philip Emlich—having had the same under consideration, report it back and recommend its passage.

B. WILKINS,  
THOS. M. BEER,  
GEO. P. TYLER,

C. S. PARKER,  
P. HITCHCOCK.

Said bill was ordered to be read the third time to morrow.



Mr. Wilkins of Tuscarawas submitted the following report :

The committee on Finance, to whom was referred H. B. No. 974 :  
To authorize the trustees of Oxford township, Tuscarawas county, to sell certain railroad stock and appropriate the proceeds to the construction of the town hall in the village of Newcomerstown in said township, and to repeal an act therein named—having had the same under consideration, report it back and recommend its passage.

GEO. P. TYLER,  
THOS. M. BEER,  
C. S. PARKER,

B. WILKINS,  
P. HITCHCOCK.

Said bill was ordered to be read the third time to-morrow.

Mr. Jackson demanded a call of the Senate.

A call of the Senate was had, and the following Senators answered to their names :

Messrs. Beer, Carlisle, Carran, Cline, Creamer, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pond, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and and Wilkins of Tuscarawas—31.

On motion of Mr. Jackson, all further proceedings under the call were dispensed with.

Mr. Jackson moved that S. B. No. 263 be informally passed.

Which was agreed to.

On motion of Mr. O'Hagan, Messrs. Perkins, Kirby of Hamilton, and O'Hagan were granted leave of absence to serve on Conference committee.

S. B. No. 444 : To amend section 5053 of the Revised Statutes of Ohio—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 26, nays none, as follows :

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carlisle, Cline, Creamer, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Kirby of Wyandot, Marriott, Moore, Mounts, Parker, Pond, Richards, Sinks, Sullivan, Tyler, Van Cleaf, and Wilkins of Tuscarawas—26.

So the bill passed. The title was agreed to.

S. B. No. 168 : To amend sections 1061 and 1062 of the Revised Statutes of Ohio—was read the third time.

Mr. Moore moved to refer said bill (S. B. No. 168) to a select committee of one, with instructions to amend as follows :

At the end of line 7 insert "in use."

In line 8 strike out the words "at least."

In line 9 strike out the words "than twice in any one year."

At the end of line 19 insert: "one thousand, seventy-five cents; for more than one thousand and less than."

In line 21, after the word "thereafter," strike out "ten cents," and insert: "five cents up to twenty thousand pounds, and no charge for capacity in excess of this."

In line 21, strike out "measures of" and insert "the," following the word "extension" insert "of scales."

In line 24 strike out "twelve and one-half" and "four," and insert "ten" and "five."

In line 28 strike out "seven cents" and insert "five cents;" after the word "gallon" insert "five cents;" after the word "measure" strike out "four cents" and insert "three cents."

In section 1061, line 10, strike out the words "any of them," and insert in lieu thereof "on complaint of persons receiving short weights or measures."

Which was agreed to.

The President *pro tem.* appointed Mr. Moore such committee, who reported the bill back amended as instructed.

The question then being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 26, nays 1, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carlisle, Carran, Cline, Creamer, Eggleston, Entrekin, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Pond, Richards, Sullivan, Tyler, Wilkins of Fulton, and Wilkins of Tuscarawas—26.

Mr. Sinks voted in the negative.

So the bill passed. The title was agreed to.

On motion of Mr. Beer, the Senate rule was suspended, that he might make a report from a standing committee.

Mr. Beer submitted the following report:

The committee on Finance, to whom was referred H. B. No. 971: To Making appropriations for the payment of the salaries and mileage of members of the General Assembly, per diem of Clerks, Sergeants-at-Arms and employes—having had the same under consideration, report it back, with following amendments, and recommend its passage when so amended:

Strike out all after "branches" in line 25, down to and including "cents" in line 28, including the figures following and insert: "twenty thousand dollars (\$20,000)."

Insert as section 2: "For payment of members and officers of the Decennial Board of Equalization, nine thousand dollars (\$9,000)."

"For Geological Survey, geology and botany, lapsed appropriation, two thousand eight hundred and ninety-four dollars and ninety six cents (\$2,894.96)."

Make section 2 section 3.

Amend the title by adding: "and for other purposes."

THOS. M. BEER,	B. WILKINS,
B. EGGLESTON,	C. S. PARKER,
P. HITCHCOCK,	GEO. P. TYLER.

Said amendments were agreed to.

Said bill was engrossed at the Clerk's desk, and read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 30, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carlisle, Carran, Cline, Creamer, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Horr, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Per-

kins, Pond, Richards, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Wilkins of Fulton, and Wilkins of Tuscarawas—30.

So the bill passed. The title was agreed to.

Mr. Hitchcock offered the following joint resolution :

S. J. R. No. 88: *Resolved by the General Assembly of the State of Ohio, That the General Assembly will adjourn sine die on Monday, April 18, 1881, at 8 o'clock a.m.*

Mr. Eggleston gave notice to discuss.

Mr. Hitchcock moved to suspend the Senate rule, so that the resolution might be considered at once.

Which was agreed to.

Mr. Entrekin moved to amend the resolution by striking out "8" and inserting "9" in lieu thereof.

Mr. Wilkins of Tuscarawas moved to amend the amendment by striking out "9" and inserting "12."

Which was agreed to.

The amendment, as amended, was then agreed to.

Mr. Eggleston moved to amend the resolution by striking out "Monday, April 18," and inserting "Wednesday, April 20."

On which motion the yeas and nays were demanded, taken, and resulted—yeas 14, nays 17, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Carran, Cline, Creamer, Eggleston, Horr, Jackson, Kirby of Wyandot, Moore, O'Hagan, Sinks, Tyler, Van Cleaf, and Wilkins of Fulton—14.

Those who voted in the negative were—

Messrs. Beer, Carlisle, Entrekin, Harper, Hartshorn, Hitchcock, Hollingsworth, Kelly, Kirby of Hamilton, Marriott, Mounts, Parker, Perkins, Pond, Richards, Strong, and Wilkins of Tuscarawas—17.

So the motion was disagreed to.

The question recurring on the adoption of the resolution, the yeas and nays were ordered, taken, and resulted—yeas 20, nays 8, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carran, Entrekin, Harper, Hartshorn, Hitchcock, Horr, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Mounts, Parker, Perkins, Pond, Richards, Strong, Van Cleaf, and Wilkins of Tuscarawas—20.

Those who voted in the negative were—

Messrs. Carlisle, Cline, Creamer, Eggleston, Jackson, Moore, Tyler, and Wilkins of Fulton—8.

So the resolution was adopted.

The following bills were introduced, on leave, and read the first time:

S. B. No. 455—Mr. Wilkins of Fulton: To authorize certain townships to build railroads, and to lease or operate the same.

S. B. No. 456—Mr. Wilkins of Fulton: To authorize certain townships to build railroads, and to lease or operate the same.

S. B. No. 457—Mr. Wilkins of Fulton: To authorize certain townships to build railroads, and to lease or operate the same.

S. B. No. 458—Mr. Wilkins of Fulton: To authorize certain townships to build railroads, and to lease or operate the same.

S. B. No. 459—Mr. Wilkins of Fulton: To authorize certain townships to build railroads, and to lease or operate the same.

Mr. Wilkins of Fulton moved that the constitutional rule requiring bills to be read on three different days be dispensed with, that S. B. No. 455 may be read the second time by its title.

On which motion the yeas and nays were taken and resulted—yeas 28, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Carlisle, Creamer, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Richards, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—28.

So the motion was agreed to, and said bill was read the second time by its title.

Said bill was ordered to be engrossed, and read the third time tomorrow.

Mr. Wilkins of Fulton moved that the constitutional rule requiring bills to be read on three different days be dispensed with, that S. B. No. 456 may be read the second time by its title.

On which motion the yeas and nays were taken, and resulted—yeas 31, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Carlisle, Carran, Cline, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pond, Richards, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—31.

So the motion was agreed to, and said bill was read the third time by its title.

Said bill was ordered to be engrossed, and read the third time tomorrow.

Mr. Wilkins of Fulton moved that the constitutional rule requiring bills to be read on three different days be dispensed with, that said S. B. No. 457 may be read the second time by its title.

On which motion the yeas and nays were taken, and resulted—yeas 33, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carlisle, Carran, Cline, Creamer, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pond, Richards, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—33.

So the motion was agreed to, and the bill was read the second time by its title.

Said bill was ordered to be engrossed, and read the third time tomorrow.

Mr. Wilkins of Fulton moved that the constitutional rule requiring bills to be read on three different days be dispensed with, that S. B. No. 458 may be read the second time by its title.

On which motion the yeas and nays were taken, and resulted—yeas 30, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carlisle, Cline, Creamer, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pond, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—30.

So the motion was agreed to, and the bill was read the second time by its title.

Said bill was ordered to be engrossed, and read the third time tomorrow.

Mr. Wilkins of Fulton moved that the constitutional rule requiring bills to be read on three different days be dispensed with, that S. B. No. 459 may be read the second time by its title.

On which motion the yeas and nays were taken, and resulted—yeas 28, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carlisle, Cline, Eggleston, Entrekin, Harper, Hartshorn, Horr, Hollingsworth, Jackson, Kelly, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pond, Richards, Saltzgaber, Sinks, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—28.

So the motion was agreed to, and the bill was read the second time by its title.

Said bill was ordered to be engrossed, and read the third time tomorrow.

The following bills were introduced, on leave, and read the first time: S. B. No. 460—Mr. Saltzgaber: To authorize certain townships to build railroads, and to lease or operate the same.

S. B. No. 461—Mr. Saltzgaber: To authorize certain townships to build railroads, and to lease or operate the same.

Mr. Saltzgaber moved that the constitutional rule requiring bills to be read on three different days be dispensed with, that S. B. No. 460 may be read the second time by its title.

On which motion the yeas and nays were taken, and resulted—yeas 29, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carlisle, Carran, Cline, Eggleston, Entrekin, Harper, Hartshorn, Horr, Hollingsworth, Jackson, Kelly, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pond, Richards, Saltzgaber, Sinks, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—29.

So the motion was agreed to, and said bill was read the second time by its title.

Said bill was ordered to be engrossed, and read the third time tomorrow.

Mr. Saltzgaber moved that the constitutional rule requiring bills to be read on three different days be dispensed with that S. B. No. 461 may be read the second time by its title.

On which motion the yeas and nays were taken, and resulted—yeas 28, nays none, as follows:

S. B. No. 459—Mr. Wilkins of Fulton: To authorize certain townships to build railroads, and to lease or operate the same.

Mr. Wilkins of Fulton moved that the constitutional rule requiring bills to be read on three different days be dispensed with, that S. B. No. 455 may be read the second time by its title.

On which motion the yeas and nays were taken and resulted—yeas 28, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Carlisle, Creamer, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Richards, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—28.

So the motion was agreed to, and said bill was read the second time by its title.

Said bill was ordered to be engrossed, and read the third time to-morrow.

Mr. Wilkins of Fulton moved that the constitutional rule requiring bills to be read on three different days be dispensed with, that S. B. No. 456 may be read the second time by its title.

On which motion the yeas and nays were taken, and resulted—yeas 31, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Carlisle, Carran, Cline, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pond, Richards, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—31.

So the motion was agreed to, and said bill was read the third time by its title.

Said bill was ordered to be engrossed, and read the third time to-morrow.

Mr. Wilkins of Fulton moved that the constitutional rule requiring bills to be read on three different days be dispensed with, that said S. B. No. 457 may be read the second time by its title.

On which motion the yeas and nays were taken, and resulted—yeas 33, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carlisle, Carran, Cline, Creamer, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pond, Richards, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—33.

So the motion was agreed to, and the bill was read the second time by its title.

Said bill was ordered to be engrossed, and read the third time to-morrow.

Mr. Wilkins of Fulton moved that the constitutional rule requiring bills to be read on three different days be dispensed with, that S. B. No. 458 may be read the second time by its title.

On which motion the yeas and nays were taken, and resulted—yeas 30, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carlisle, Cline, Creamer, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pond, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—30.

So the motion was agreed to, and the bill was read the second time by its title.

Said bill was ordered to be engrossed, and read the third time to-morrow.

Mr. Wilkins of Fulton moved that the constitutional rule requiring bills to be read on three different days be dispensed with, that S. B. No. 459 may be read the second time by its title.

On which motion the yeas and nays were taken, and resulted—yeas 28, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carlisle, Cline, Eggleston, Entrekin, Harper, Hartshorn, Horr, Hollingsworth, Jackson, Kelly, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pond, Richards, Saltzgaber, Sinks, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—28.

So the motion was agreed to, and the bill was read the second time by its title.

Said bill was ordered to be engrossed, and read the third time to-morrow.

The following bills were introduced, on leave, and read the first time:

S. B. No. 460—Mr. Saltzgaber: To authorize certain townships to build railroads, and to lease or operate the same.

S. B. No. 461—Mr. Saltzgaber: To authorize certain townships to build railroads, and to lease or operate the same.

Mr. Saltzgaber moved that the constitutional rule requiring bills to be read on three different days be dispensed with, that S. B. No. 460 may be read the second time by its title.

On which motion the yeas and nays were taken, and resulted—yeas 29, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carlisle, Carran, Cline, Eggleston, Entrekin, Harper, Hartshorn, Horr, Hollingsworth, Jackson, Kelly, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pond, Richards, Saltzgaber, Sinks, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—29.

So the motion was agreed to, and said bill was read the second time by its title.

Said bill was ordered to be engrossed, and read the third time to-morrow.

Mr. Saltzgaber moved that the constitutional rule requiring bills to be read on three different days be dispensed with that S. B. No. 461 may be read the second time by its title.

On which motion the yeas and nays were taken, and resulted—yeas 28, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carlisle, Carran, Cline, Eggleston, Entrekin, Hartshorn, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pond, Saltzgaber, Sinks, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—28.

So the motion was agreed to, and said bill was read the second time by its title.

Said bill was ordered to be engrossed, and read the third time to-morrow.

On motion of Mr. Jackson, S. B. No. 263 was taken up.

Mr. Entrekin demanded a call of the Senate.

A call was had, and the following Senators answered to their names :

Messrs. Atkinson, Beer, Carlisle, Carran, Cline, Eggleston, Entrekin, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pond, Richards, Saltzgaber, Sinks, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—30.

The President *pro tem.* directed the Sergeant-at-Arms to close the doors of the Senate, and dispatch messengers for absentees.

On motion of Mr. Wilkins of Tuscarawas, all further proceedings under the call were dispensed with.

The pending question being on concurring in House amendments to S. B. No. 263, the yeas and nays were ordered, taken, and resulted—yeas 25, nays 3, as follows :

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Cline, Creamer, Eggleston, Entrekin, Harper, Hartshorn, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Perkins, Pond, Richards, Sinks, Tyler, Wilkins of Fulton, and Wilkins of Tuscarawas—25.

Those who voted in the negative were—

Messrs. Hitchcock, Strong, and Sullivan—3.

So the amendments were concurred in.

On motion of Mr. Marriott, H. B. No. 928 : To authorize the trustees of Newark township, Licking county, Ohio, to transfer certain funds, was laid upon the table.

H. B. No. 684 : Supplementary to section 4029 of the Revised Statutes of Ohio—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 27, nays none, as follows :

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carlisle, Carran, Creamer, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Horr, Jackson, Kelly, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Pond, Richards, Saltzgaber, Sinks, Strong, Tyler, Van Cleaf, and Wilkins of Tuscarawas—27.

So the bill passed. The title was agreed to.

H. B. No. 809 : To amend section 1284 of the Revised Statutes of Ohio—(read the third time April 7) was taken up and read.

Mr. Hollingsworth moved to refer said bill (H. B. No. 809) to a select committee of one, with instructions to amend as follows :



After the word "dollars," where it first occurs, in line 12, insert the following: "and such fees as may be allowed by law."

Which was agreed to.

Mr. Hollingsworth, who was appointed such committee, reported the bill back amended as instructed.

The question then being "Shall the bill pass?" the yeas and nays were ordered taken, and resulted—yeas 19, nays 8, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carlisle, Carran, Cline, Eggleston, Entrekin, Horr, Jackson, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Pond, Tyler, Van Cleaf, and Wilkins of Fulton—19.

Those who voted in the negative were—

Messrs. Hartshorn, Hitchcock, Hollingsworth, Parker, Sinks, Strong, Sullivan, and Wilkins of Tuscarawas—8

So the bill passed. The title has agreed to.

H. B. No. 312: To amend section 6842 of the Revised Statutes of Ohio—(read the third time March 23) was taken up.

The pending question being the motion of Mr. Entrekin to refer said bill to a select committee of one, to amend, the yeas and nays were demanded, taken, and resulted—yeas 1, nays 19, as follows:

Mr. Entrekin voted in the affirmative.

Those who voted in the negative were—

Messrs. Cline, Eggleston, Harper, Hartshorn, Hitchcock, Hollingsworth, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, Parker, Perkins, Pond, Richards, Sinks, Strong, and Sullivan—19.

So the motion was disagreed to.

Mr. Creamer moved to refer said bill (H. B. No. 312) to a select committee of one, with instructions to amend as follows:

Strike out of line 5, the words "or converts to his own use."

Mr. Kelly moved that the Senate take a recess until 2½ o'clock p.m.

On which motion the yeas and nays were demanded, taken, and resulted—yeas 15, nays 1, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Carlisle, Cline, Eggleston, Entrekin, Hitchcock, Jackson, Kelly, Kirby of Wyandot, Marriott, Perkins, Pond, Richards, Strong, and Wilkins of Fulton—15.

Mr. Moore voted in the negative.

The President *pro tem.* announced "no quorum voting," and directed the Clerk to call the roll of the Senate.

The roll was called, and the following Senators answered to their names:

Messrs. Atkinson, Beer, Carlisle, Carran, Cline, Creamer, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pond, Richards, Siltzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—33.

The question recurring on the motion to take a recess until 2½ o'clock p.m., the yeas and nays were ordered, taken, and resulted—yeas 21, nays 1, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carlisle, Carran, Cline, Creamer, Eggleston, Entrekin, Hartshorn, Hitchcock, Kelly, Kirby of Wyandot, Marriott, Mounts, O'Hagan, Richards, Strong, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—21.

Mr. Kirby of Hamilton voted in the negative.

So the motion was agreed to, and the Senate took a recess.

TWO THIRTY O'CLOCK P. M.

The pending question being the motion of Mr. Creamer to refer H. B. No. 312 to a select committee to amend, it was disagreed to.

Mr. Carran moved to refer said bill (H. B. No. 312) to a select committee of one, with instructions to amend as follows:

In line 3 strike out the words "attorney at law."

Which was disagreed to.

The question then being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 24, nays 6, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carlisle, Carran, Eggleston, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Kelly, Moore, Mounts, O'Hagan, Parker, Perkins, Pond, Richards, Saltzgaber, Sinks, Sullivan, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—24.

Those who voted in the negative were—

Messrs. Creamer, Entrekin, Kirby of Hamilton, Kirby of Wyandot, Marriott, and Strong—6.

So the bill passed. The title was agreed to.

Mr. Entrekin moved that the vote by which H. B. No. 898 passed the Senate on yesterday, be reconsidered.

Which was agreed to.

Mr. Entrekin moved that a message be sent to the House requesting the return of said bill.

Which was agreed to.

H. B. No. 603: To amend section 2805 of the Revised Statutes of Ohio—was read the third time.

Mr. Sinks moved to refer said bill (H. B. No. 603) to a select committee of one, with instructions to amend as follows:

Strike out of line 18 and 19, of the engrossed bill, the following words: "citizen freeholders," and insert in lieu thereof the word "citizens."

Which was agreed to.

The President *pro tem.* appointed Mr. Sinks such committee, who reported the bill back amended as instructed.

The question then being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 25, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Carlisle, Carran, Creamer, Eggleston, Harper, Hartshorn, Jackson, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Perkins, Pond, Richards, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—25.

So the bill passed. The title was agreed to.

Mr. Pond moved to refer H. B. No. 329: For the relief of Mrs. S. Dudley—to the committee on Claims, with leave to report at any time.

Which was agreed to.

H. B. No. 517: Amendatory of, and supplementary to, title 12 of the Revised Statutes of Ohio—(read third time April 6) was taken up.

Mr. Kirby of Hamilton moved to refer said bill (H. B. No. 517) to a select committee of one, with instructions to amend as follows:

Strike out after the word "omitted," in line 43, section 1, of the engrossed bill, the words "and the surplus cost, if any."

Also, lines 46 and 47 of same section.

Which was agreed to.

The President *pro tem.* appointed Mr. Kirby such committee, who reported the bill back amended as instructed.

Mr. Sullivan moved to refer said bill (H. B. No. 517) to a select committee of one, with instructions to amend as follows:

In line 8, section 2224a of the engrossed bill, strike out the words "now in progress or."

Which was agreed to.

The President *pro tem.* appointed Mr. Sullivan such committee, who reported the bill back amended as instructed.

Mr. Sullivan moved to refer said bill (H. B. No. 517) to a select committee of one, with instructions to amend as follows:

Strike out section 3 and the supplementary section 2314a.

Which was disagreed to.

The question then being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 15, nays 12, as follows:

Those who voted in the affirmative were—

Messrs. Carran, Cline, Entrekin, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Mounts, Richards, Sinks, and Wilkins of Fulton—15.

Those who voted in the negative were—

Messrs. Beer, Carlisle, Creamer, Harper, Marriott, Moore, O'Hagan, Parker, Saltzgaber, Sullivan, Van Cleef, and Wilkins of Tuscarawas—12.

So the bill, not having received a constitutional majority, was lost.

S. B. No. 265: To provide for the examination and payment of certain military claims, and making an appropriation therefor—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 25, nays 1, as follows:

Those who voted in the affirmative were—

Messrs. Beer, Carlisle, Cline, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Horr, Jackson, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Perkins, Pond, Richards, Saltzgaber, Sinks, Sullivan, Tyler, Van Cleef, Wilkins of Fulton, and Wilkins of Tuscarawas—25.

Mr. Hollingsworth voted in the negative.

So the bill passed. The title was agreed to.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives accedes to the request of the Senate for the return of the following bill:

Amended H. B. No. 898: Making appropriations to meet deficiencies.

Attest:

D. J. EDWARDS, Clerk.

The question being on the passage of said bill, Mr. Entrekin demanded a call of the Senate.

A call was had, and the following Senators answered to their names:

Messrs. Beer, Carlisle, Carran, Cline, Creamer, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pond, Richards, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleef, Wilkins of Fulton, and Wilkins of Tuscarawas—32.

On motion of Mr. Marriott, further proceedings under the call were dispensed with.

The question recurring on the passage of H. B. No. 898—

The yeas and nays were ordered, taken, and resulted—yeas 31, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Carlisle, Carran, Cline, Creamer, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Horr, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pond, Richards, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleef, Wilkins of Fulton, and Wilkins of Tuscarawas—31.

So the bill passed. The title was agreed to.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has concurred in the passage of the following bill:

Re engrossed S. B. No. 431: To amend sections 2133 and 2134 of the Revised Statutes of Ohio

With the following amendment, in which the concurrence of the Senate is requested:

After the word "designation," in line 28, section 2134, add the following words: "that any butter or cheese not made from pure cream or milk, or any substance having the semblance of butter or cheese, is being sold or offered for sale without being branded or stamped, as required by amended section 7090."

Attest:

D. J. EDWARDS, *Clerk*.

The question being on concurring in said amendment, the yeas and nays were ordered, taken, and resulted—yeas 25, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carlisle, Carran, Creamer, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Kelly, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Perkins, Richards, Saltzgaber, Sinks, Sullivan, Tyler, Van Cleef, Wilkins of Fulton, and Wilkins of Tuscarawas—25.

So the Senate concurred in said amendment.

S. B. No. 349: To authorize railroad companies to construct, acquire, maintain and operate telegraph lines for commercial purposes—(read third time April 6) was taken up.

Mr. Perkins moved to refer said bill (S. B. No. 349) to a select committee of one, with instructions to amend as follows:

Add at the end of section 2 the following: "But it shall be unlawful for any railroad company which has constructed, or which shall construct, any line or portion of a line of telegraph under the provisions of this bill, to sell or transfer the same, or any part thereof, directly or indirectly, to any other telegraph company or railroad company which is the owner or operator of lines competing with such line or lines aforesaid."

Which was agreed to.

The President *pro tem.* appointed Mr. Perkins such committee, who reported the bill back amended as instructed.

Mr. Horr moved to refer said bill (S. B. No. 349) to a select committee of one, with instructions to amend as follows:

Strike out all of section 3, and insert in lieu thereof the following: "No railroad company shall either construct or carry on any such line or portions of a line of telegraph, or do any other thing under the provision of this act, until the board of directors has duly passed a resolution to accept and act under its provisions, and the same has been duly ratified by a vote of three fourths of its stockholders, at a meeting called for said purpose, of which thirty days previous notice shall be given, by publication in a newspaper of general circulation in said State of Ohio, and copy thereof mailed to each stockholder ten days before said meeting."

Which was disagreed to.

Mr. Saltzgaber moved to postpone further consideration of said bill until next Wednesday.

On which motion the yeas and nays were demanded, taken, and resulted—yeas 7, nays 17, as follows:

Those who voted in the affirmative were—

Messrs. Hartshorn, Horr, O'Hagan, Parker, Saltzgaber, Strong, Wilkins of Tuscarawas—7.

Those who voted in the negative were—

Messrs. Carlisle, Carran, Creamer, Eggleston, Hitchcock, Hollingsworth, Jackson, Kelly, Marriott, Moore, Mounts, Perkins, Pond, Sinks, Sullivan, and Wilkins of Fulton—17.

So the motion was disagreed to.

Mr. Horr moved to refer said bill to the committee on Judiciary.

On which motion the yeas and nays were demanded, taken, and resulted—yeas 9, nays 16, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Cline, Horr, Hollingsworth, Kirby of Hamilton, O'Hagan, Saltzgaber, and Wilkins of Tuscarawas—9.

Those who voted in the negative were—

Messrs. Carlisle, Carran, Eggleston, Entekin, Hitchcock, Jackson, Kirby of Wyandot, Marriott, Moore, Mounts, Parker, Perkins, Pond, Richards, Sinks, and Strong—16.

So the motion was disagreed to.

Mr. Saltzgaber moved to refer said bill (S. B. No. 349) to a select committee of one, with instructions to amend as follows:

Add at the end of section 2 the words: "Any company operating under this law shall be subject to all the liabilities and regulations provided in chapter 4, title 2 of the Revised Statutes of Ohio, relating to magnetic telegraph companies."

On which motion the yeas and nays were demanded, taken, and resulted—yeas 28, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carran, Cline, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pond, Richards, Saltzgaber, Sinks, Strong, Sullivan, Wilkins of Fulton, and Wilkins of Tuscarawas—28.

So the motion was agreed to.

The President *pro tem.* appointed Mr. Saltzgaber such committee, who reported the bill back amended as instructed.

Mr. Saltzgaber moved to refer said bill (S. B. No. 349) to a select committee of one, with instructions to amend as follows:

Add at the end of section 1 the words: "and provided, that the powers hereby conferred shall not be held to abrogate or annul any contracts made between railroad and telegraph companies."

On which motion the yeas and nays were demanded, taken, and resulted—yeas 15, nays 12, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Harper, Hartshorn, Horr, Hollingsworth, Kirby of Wyandot, Moore, O'Hagan, Saltzgaber, Strong, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—15.

Those who voted in the negative were—

Messrs. Carlisle, Carran, Eggleston, Entrekin, Hitchcock, Jackson, Marriott, Mounts, Parker, Perkins, Pond, and Richards—12.

So the motion was agreed to.

Mr. Saltzgaber, who was appointed such committee, reported the bill, back amended as instructed.

The question then being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 25, nays 4, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carlisle, Carran, Cline, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Jackson, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pond, Richards, Sinks, Strong, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—25.

Those who voted in the negative were—

Messrs. Horr, Hollingsworth, Saltzgaber, and Tyler—4.

So the bill passed. The title was agreed to.

Mr. Perkins submitted the following report:

The committee of Conference, to whom was referred the matters of difference between the two Houses on H. B. No. 897—having had the same under consideration, report:

That the House concur in amendment No. 18, after line 218: "For ordinary repairs, one thousand dollars."

And the Senate recede from amendment No. 21, striking out all of line 14: "For cleaning out and extending lakes, one thousand five hundred dollars."

That amendment No. 8, after line 75, be amended, by striking out "twenty thousand," and inserting the words and figures "ten thousand," and that the House concur in said amendment thus amended.

H. B. PERKINS,  
JOSIAH KIRBY,  
H. E. O'HAGAN,

S. A. CONRAD,  
WM. H. WHEELER.

The question being on agreeing to said report, the yeas and nays were ordered, taken, and resulted—yeas 25, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Carlisle, Caran, Cline, Eggleston, Entrekin, Harper, Hartshorn, Horr, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Moore, Mounts, O'Hagan, Parker, Perkins, Pond, Richards, Saltzgaber, Sinks, Strong, Sullivan, Van Cleaf, and Wilkins of Tuscarawas—25.

So the report was agreed to.

Mr. Kirby of Hamilton moved to reconsider the vote by which H. B. No. 517 was lost.

On which motion the yeas and nays were demanded, taken, and resulted—yeas 18, nays 8, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carran, Cline, Entrekin, Hartshorn, Hitchcock, Horr, Hollingsworth, Kelly, Kirby of Hamilton, Kirby of Wyandot, Mounts, Perkins, Pond, Richards, Sinks, and Tyler—18.

Those who voted in the negative were—

Messrs. Carlisle, Eggleston, Harper, Marriott, Moore, O'Hagan, Parker, and Sullivan—8.

So the motion was agreed to.

Mr. Kirby of Hamilton moved that said bill be referred to a committee of one, with leave to report at any time.

Which was agreed to.

Mr. Kirby was appointed such committee.

Mr. Van Cleaf submitted the following report:

The committee of Conference, to whom was referred the matters of difference between the two Houses on S. B. No. 120—having had the same under consideration, recommend:

That the House recede from the first amendment, and that the second amendment be so amended as to read as follows: "of any county which by the federal census of 1870 had; or which by any subsequent federal census may have, a population of 24,875."

Amend the title to read as follows: "Relative to State roads and unfinished free turnpikes in certain counties."

A. R. VAN CLEAF,  
T. J. PRINGLE,  
WM. H. REED,

D. R. YATES,  
A. B. COLE.

The question being on agreeing to the report, the yeas and nays were ordered, taken, and resulted—yeas 29, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carlisle, Carran, Cline, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Pond, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—29.

So the report was agreed to.

Mr. Atkinson submitted the following report:

The joint committee of the Senate and House, to whom was referred H. J. R. 110: Relative to the delay in printing the fourth volume Geological Survey of Ohio, pertaining to zoology and botany—having had the

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same under consideration, beg leave to submit the following report, received from J. M. Wheaton, M. D., the editor in charge, and ask that the same be read at the Clerk's desk and spread upon the Journal of the two Houses, and that your committee be discharged from further consideration of the subject matter:

COLUMBUS, O., April 14, 1881.

HON. S. S. WOLFE, *Chairman Joint Committee Senate and House of Representatives:*

SIR: In accordance with your request, I submit a short statement of the condition and progress of the Ohio Geological Survey Report, volume 4, zoology and botany.

The printers commenced work on the report in October, 1878, immediately after the reception of the manuscript of the report on mamals, from the Supervisor of Public Printing. From this time the work was continued until February, 1879, when, this portion of the report being nearly completed, work was suspended. The cause of this suspension, as I was informed, was the presence of other State printing.

Work was resumed in October, 1879, and the report on mamals was completed, and the report on birds about half printed. Work was suspended on the 27th of January, 1880. The cause of suspension assigned was want of paper.

Work was resumed in October, 1880, and continued with some interruptions, said to arise from want of paper, etc., to the present time. There are now between 550 and 600 pages printed, and the report on birds is about completed.

Following the report on birds are the reports on reptiles, fishes, mollusks and botany.

I have no means of estimating with any degree of accuracy the number of pages yet to be printed, but presume, if the work proceed steadily, the printing will require about six months longer.

Very respectfully, your obedient servant,

J. M. WHEATON.

S. S. WOLF,                      H. B. PERKINS,  
HENRY C. GREINER,        F. M. ATKINSON.

Said report was agreed to.

H. B. No. 740: To supplement section 2673 of the Revised Statutes of Ohio—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 21, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Carran, Cline, Entrekin, Harper, Hartshorn, Kelly, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Richards, Saltzgaber, Sinks, Strong, Tyler, Van Cleaf, Wilkins of Fulton, Wilkins of Tuscarawas.—21.

So the bill passed. The title was agreed to.

H. B. No. 695: To amend section 321 of the Revised Statutes of Ohio—was read the third time.



The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 26, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beer, Carlisle, Carran, Cline, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Richards, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, and Wilkins of Fulton—26.

So the bill passed. The title was agreed to.

H. B. No. 598: To amend section 753 of the Revised Statutes of Ohio—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 23, nays 3, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carlisle, Carran, Cline, Entrekin, Harper, Hartshorn, Kelly, Kirby of Wyandot, Marriott, Moore, Mounts, Parker, Perkins, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—23.

Those who voted in the negative were—

Messrs. Hitchcock, Hollingsworth, and Pond—3.

So the bill passed. The title was agreed to.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has concurred in the Senate amendments to

Amended H. B. No. 898: Making appropriations to meet deficiencies—excepting Senate amendments Nos. 3 and 9.

Attest:

D. J. EDWARDS, *Clerk*.

Mr. Horr moved that the Senate insist on its amendments, and ask for a committee of Conference.

On which motion the yeas and nays were demanded, taken, and resulted—yeas 20, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Carlisle, Carran, Eggleston, Entrekin, Harper, Hitchcock, Horr, Kirby of Hamilton, Kirby of Wyandot, Moore, O'Hagan, Perkins, Pond, Richards, Saltzgaber, Sinks, Strong, Tyler, Van Cleaf, and Wilkins of Fulton—20.

Those who voted in the negative were—

Messrs. Atkinson, Beer, Cline, Kelly, Marriott, Mounts, Parker—7.

So the motion was agreed to.

H. B. No. 671: To authorize the county commissioners of Ross county to levy a tax for the purpose of constructing, extending, or finishing free turnpikes—was read the third time.

Mr. Entrekin moved to refer said bill (H. B. No. 671) to a select committee of one, with instructions to amend as follows:

Add at the end of section 1 the following: "provided that not more

than ten thousand dollars shall be expended in any township for the above purpose, and when the same is not sufficient to complete such turnpike road or roads, the commissioners may receive contributions from those interested sufficient to finish the same."

Which was agreed to.

The President *pro tem.* appointed Mr. Entrekin such committee, who reported the bill back amended as instructed.

Mr. Entrekin moved to refer said bill (H. B. No. 671) to a select committee of one, with instructions to amend as follows:

Add at the end of section 2 the following: "and the whole amount levied under the provisions of this act shall not in the aggregate exceed the sum of twenty-five thousand dollars."

Which was agreed to.

The President *pro tem.* appointed Mr. Entrekin such committee, who reported the bill back amended as instructed.

Mr. Entrekin moved to refer said bill (H. B. No. 671) to a select committee of one, with instructions to amend as follows:

Strike out the word "fifteen," in line 4, section 2, and insert "ten" in place thereof.

Which was agreed to.

The President *pro tem.* appointed Mr. Entrekin such committee, who reported the bill back amended as instructed.

The question then being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 31, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carlisle, Carran, Cline, Eggleston, Entrekin, Harper, Hartshorn, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pond, Richards, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—31.

So the bill passed. The title was agreed to.

On motion of Mr. Hitchcock, the Senate took a recess until 7½ o'clock this evening.

#### HALF-PAST SEVEN O'CLOCK P.M.

H. B. No. 719: To provide for the support of certain orphans of deceased soldiers outside of the Xenia home, and to repeal an act therein named—was read the third time.

Mr. Sinks moved to refer said bill (H. B. No. 719) to a select committee of one, with instructions to amend as follows:

Add to section 2 the words: "Provided, that said trustees, at their discretion, may contract for the support of a greater number than that fixed by the quota in any county containing a National Soldiers' home."

Which was agreed to.

The President *pro tem.* appointed Mr. Sinks such committee, who reported the bill back amended as instructed.

On motion of Mr. Van Cleaf, further consideration of said bill was informally passed.

H. B. No. 777: To authorize the creation of a special school district in East Union township, Wayne county, Ohio—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 24, nays 3, as follows:

. Those who voted in the affirmative were—

Messrs. Atkinson, Carran, Eggleston, Harper, Hartshorn, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pond, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—25.

Those who voted in the negative were—

Messrs. Beer, Hitchcock, and Richards—3.

So the bill passed. The title was agreed to.

Mr. Strong submitted the following report:

The committee of Conference, to whom was referred the matters of difference between the two Houses on H. B. No. 267, having had the same under consideration, recommend that in amendment 6 strike out "nine" and insert "seven," and then the House concur.

That the Senate recede from amendment No. 11.

That the House concur in amendment No. 18, and both Houses concur in the following amendments, viz., strike out of line 91 (in the engrossed bill) the words: "and paid as provided in section 4471."

Add at the end of section 4472: "Any costs taxed to the commissioners shall be paid out of the general county ditch fund."

In line 99, section 4473, strike out "4471 and."

As to amendment 24, we recommend that the Senate recede.

As to amendment 25, in line 192, section 4486, strike out "added to the amount," and insert "equitably."

In line 193 strike out "by such drainage."

Amendment 26, change 4457 to 4557, and House then concur.

DAVID J. BROWN,  
LUCIUS HERRICK,  
J. W. RIMER,

L. M. STRONG,  
GEO. W. MOORE,  
G. M. SALTZGABER.

The question being on agreeing to said report, the yeas and nays were ordered, taken and resulted—yeas 29, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carran, Cline, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, Parker, Perkins, Pond, Richards, Saltzgaber, Sinks, Strong, Sullivan, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—29.

So the report was agreed to.

H. B. No. 690: To establish the fees and compensation of certain county officers in counties having at the federal census of 1870 a population of not less than 46,000 and not more than 52,000, and being supplementary to sections 1013 to 1162 of the Revised Statutes of Ohio, inclusive—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 26, nays 1, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carran, Eggleston, Entrekin, Harper, Horr,

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Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pond, Richards, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—26.

Mr. Hitchcock voted in the negative.

So the bill passed. The title was agreed to.

H. B. No. 729: Granting the right of way over and across certain lands owned by the State of Ohio, in Rush and Washington townships, in Scioto county, Ohio, to the Cincinnati and Eastern Railway Company, or any successors of the same, for the purpose of constructing, maintaining, and operating a railroad thereon—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 25, nays 1, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carran, Cline, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, Parker, Richards, Saltzgar, Sinks, Strong, Tyler, Van Cleaf, and Wilkins of Fulton—25.

Mr. Jackson voted in the negative.

So the bill passed. The title was agreed to.

H. B. No. 739: To amend sections 1941, 1945, 1946, and 1947 of the Revised Statutes of Ohio—was read the third time.

Mr. Carran moved to refer said bill (H. B. No. 739) to a select committee of three, with leave to report at any time.

Which was agreed to.

The President *pro tem.* appointed as such committee Messrs. Carran, Sinks, and Van Cleaf.

Mr. Entrekin submitted the following report:

The committee on Revision have examined, and found correctly engrossed, S. B. Nos. 451, 307, 443, 446, and 408.

JOHN C. ENTREKIN,  
A. R. VAN CLEAF,  
F. M. MARRIOTT.

H. B. No. 674: To amend section 2658 of the Revised Statutes of Ohio—was read the third time.

Mr. Hollingsworth moved to refer said bill (H. B. No. 674) to a select committee of one, with instructions to amend as follows:

Strike out all of section 1 except the enacting clause.

Mr. Saltzgar moved to lay said motion on the table.

Which was agreed to.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has concurred in the passage of

S. B. No. 409: To amend section one of an act to provide compensation for members of county, city and State boards of equalization for the

equalization of appraisement of real estate appraised in 1880, passed April 15, 1880, as amended March 11, 1881.

With the following amendments, in which the concurrence of the Senate is requested :

In section 1, line 8, after the word "commissioners" add the following : "Provided, that in any county containing a city of the first grade of the first class, each of said members shall receive such further compensation as the commissioners of such county may deem reasonable and just ; and in any county containing a city of the second grade of the first class, each of said members shall receive such further compensation as the commissioners of such county may deem reasonable and just, not to exceed the sum of two dollars."

Attest :

D. J. EDWARDS, *Clerk*.

The question being on concurring in said amendment, Mr. Saltzgaber moved to strike out "provided," and insert "but ;" after the word "dollars," in line 21, add the words "per diem."

Which was agreed to.

The question being on concurring in said amendment, the yeas and nays were ordered, taken, and resulted—yeas 29, nays none, as follows :

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carlisle, Carran, Cline, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Mounts, O'Hagan, Parker, Perkins, Pond, Richards, Saltzgaber, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—29.

So the Senate concurred in said amendment.

H. B. No. 816: To authorize the council of the village of Forest to transfer certain funds—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 30, nays none, as follows :

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carlisle, Carran, Cline, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Mounts, O'Hagan, Parker, Perkins, Pond, Richards, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—30.

So the bill passed. The title was agreed to.

H. B. No. 792: To authorize the commissioners of Clermont county, Ohio, to construct certain free turnpike roads—was read the third time, The question then being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 28, nays none, as follows :

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carlisle, Carran, Cline, Eggleston, Entrekin, Harper, Hartshorn, Horr, Hollingsworth, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Perkins, Richards, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—28.

So the bill passed. The title was agreed to.

H. B. No. 938: To authorize certain incorporated villages to build railroads and to lease or operate the same—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 21, nays 3, as follows :

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carlisle, Cline, Eggleston, Entrekin, Harper, Horr, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Saltzgaber, Sinks, Sullivan, Tyler, and Wilkins of Fulton—21.

Those who voted in the negative were—

Messrs. Hitchcock, Richards, and Strong—3.

So the bill passed. The title was agreed to.

H. B. No. 952: To authorize certain cities to build railroads, and to lease or operate the same—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 21, nays 5, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Carlisle, Eggleston, Entrekin, Harper, Horr, Hollingsworth, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Saltzgaber, Sinks, Sullivan, Tyler, Wilkins of Fulton, and Wilkins of Tuscarawas—21.

Those who voted in the negative were—

Messrs. Beer, Cline, Hitchcock, Richards, and Strong—5.

So the bill passed. The title was agreed to.

On motion of Mr. Hitchcock, the further third reading of bills was informally passed.

The following bill was introduced and read the first time:

S. B. No. 462—Mr. Perkins: To authorize the city of Warren, Trumbull county, Ohio, to borrow money for protection against fire.

Mr. Perkins moved that the constitutional rule requiring bills to be read on three different days be dispensed with, that S. B. No. 462 may read the second time by its title.

On which motion the yeas and nays were taken, and resulted—yeas 30, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Carlisle, Carran, Cline, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pond, Richards, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, and Wilkins of Tuscarawas—30.

So the motion was agreed to, and said bill was read the second time by its title.

Mr. Perkins moved that the constitutional rule requiring bills to be read on three different days be dispensed with, that S. B. No. 462 may be read the third time by its title.

On which motion the yeas and nays were taken, and resulted—yeas 29, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Carlisle, Carran, Cline, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pond, Richards, Saltzgaber, Sinks, Sullivan, Tyler, Van Cleaf, and Wilkins of Tuscarawas—29.

So the motion was agreed to, and said bill was read the third time by its title.

The question then being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 30, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Carlisle, Carran, Cline, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pond, Richards, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, and Wilkins of Tuscarawas—30.

So the bill passed. The title was agreed to.

The following bill was introduced and read the first time:

S. B. No. 463—Mr. Kirby of Hamilton: To amend an act to extend the time for the completion of unfinished railroads, passed April 27, 1872.

Mr. Kirby of Hamilton moved that the constitutional rule requiring bills to be read on three different days be dispensed with, that S. B. No. 463 may be read the second time by its title.

On which motion the yeas and nays were taken, and resulted—yeas 30, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Carlisle, Carran, Cline, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, Parker, Perkins, Pond, Richards, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—30.

So the motion was agreed to, and said bill was read the second time, and referred to the committee on Judiciary.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has passed the following bills, in which the concurrence of the Senate is requested:

H. B. No. 986—Mr. Allen: To amend section 1695 of the Revised Statutes of Ohio.

H. B. No. 676—Mr. Barton: To authorize the village of Orrville to issue bonds for the purpose of erecting a town hall.

H. B. No. 919—Mr. Heart: For the relief of John Curtiss, John Reid, and the legal representatives of Geo. Brown & Co.

H. B. No. 975—Mr. Hardy: To authorize the trustees of certain townships in Coshooton county, State of Ohio, to levy taxes to improve the public highways in said townships.

H. B. No. 791—Mr. Leggett: To provide for improving the heating and ventilation of the State House.

H. B. No. 950—Mr. Groom: To amend section 1 of an act entitled "an act to authorize the commissioners of Franklin county to build a bridge across the Scioto river, in said county, and to levy a tax for that purpose," passed March 30, 1880.

H. B. No. 599—Mr. Robinson: To amend section 2759 of the Revised Statutes of Ohio.

Sub. for H. B. No. 494—Mr. Stubbs (by request): To amend original

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sections 1176, 1177, 1178, 1179, 1180, 1190, 1191 and 1196 of the Revised Statutes of Ohio.

H. B. No. 990—Mr. Marsh: To change the time for holding the third term of the court of common pleas in the county of Mercer, for the year 1881.

H. B. No. 525—Mr. Pugsley: To amend section 1267 of the Revised Statutes of Ohio.

Attest:

D. J. EDWARDS, *Clerk*.

Said bills were read the first time.

Mr. Van Cleaf moved that the constitutional rule requiring bills to be read on three different days be dispensed with, that H. B. No. 950 may be read the second time by its title.

On which motion the yeas and nays were taken, and resulted—yeas 28, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Carlisle, Carran, Cline, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, Parker, Perkins, Richards, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—28.

So the motion was agreed to, and the bill read the second time, and referred to the committee on Municipal Corporations.

On motion of Mr. Van Cleaf, the Senate rule was dispensed with, and S. B. No. 452 was read the second time by its title, and referred to the committee on Municipal Corporations.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has appointed as a committee of Conference on matters of difference between the two Houses on

Amended H. B. No. 897: Making appropriations for the benevolent, penal, and correctory institutions of the State, for the last three quarters of the fiscal year ending November 15, 1881, and the first quarter of the fiscal year ending February 15, 1882.

Messrs. Williamson, Conrad, and Wheeler.

Attest:

D. J. EDWARDS, *Clerk*.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has appointed Messrs. Stubbs, Lacey, and Ellis, as a committee of Conference, on matters of difference between the two Houses on

Amended H. B. No. 898: Making appropriations to meet deficiencies.

Attest:

D. J. EDWARDS, *Clerk*.

The President *pro tem.* appointed on such committee on the part of the Senate, Messrs. Horr, Hartshorn, and Carlisle.



MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has concurred in the adoption of the following joint resolution:

S. J. R. No. 85: Relative to binding copies of the Catalogue of the Law Library.

Attest:

D. J. EDWARDS, *Clerk*.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has concurred in the adoption of the following joint resolution:

S. J. R. No. 71: Directing the Trustees of the Cincinnati Southern Railroad Company to pay certain money.

With the following amendment, in which the concurrence of the Senate is requested:

In line 6, strike out the figure "3," and insert "2."

Attest:

D. J. EDWARDS, *Clerk*.

The question being on concurring in said amendment, the yeas and nays were ordered, taken, and resulted—yeas 28, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carlisle, Cline, Creamer, Eggleston, Entrikin, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Kirby of Wyandot, Marriott, Moore, Mounts, Parker, Pond, Richards, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—28.

So the Senate concurred in said amendment.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has concurred in the Senate amendments to the following bills:

H. B. No. 534: To amend section 5880 of the Revised Statutes of Ohio, relating to liens upon water-craft.

H. B. No. 901: To amend section 2689 of the Revised Statutes of Ohio, as amended March 27, 1880.

H. B. No. 965: To amend section 4098 of the Revised Statutes of Ohio.

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H. B. No. 836: To amend section 1481 of the Revised Statutes of Ohio.

H. B. No. 891: To authorize the commissioners of Pike county to issue bonds to pay indebtedness of the county, and to levy tax for the payment thereof.

H. B. No. 976: To authorize the county commissioners of certain counties to purchase sites, and erect thereon necessary buildings for children's homes.

H. B. No. 603: To amend section 2805 of the Revised Statutes of Ohio.

H. B. No. 598: To amend section 753 of the Revised Statutes of Ohio.

H. B. No. 643: Making appropriations to pay the principal and interest on the public debt, and the expenses of the Commissioners of the Sinking Fund.

Attest:

D. J. EDWARDS, *Clerk*.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has concurred in the adoption of the following joint resolutions:

S. J. R. No. 86: Relative to the admission of Sarah M. Curran into the Cleveland Asylum for the Insane.

S. J. R. No. 87: Authorizing the Adjutant General to loan the flags and relics of the late war to the loan exhibition at Bellaire, Ohio.

Attest:

D. J. EDWARDS, *Clerk*.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has concurred in the passage of the following bills:

S. B. No. 382: To amend section 2819 of the Revised Statutes of Ohio.

S. B. No. 259: For the payment of vouchers of S. N. Field and Jacob Hildebrand.

S. B. No. 412: To authorize certain incorporated villages to build railroads, and to lease or operate the same.

Attest:

D. J. EDWARDS, *Clerk*.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives requests the return of

H. J. R. No. 127: In relation to the contract for keeping the insane in the Lucas County Insane Asylum.

Attest:

D. J. EDWARDS, *Clerk*.

On motion of Mr. Kelly, the request of the House was acceded to.

## MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has concurred in Senate amendments to the following bill:

Amended H. B. No. 688: To amend sections 645, 648, 650, and 654 of the Revised Statutes of Ohio,

With the following amendments, in which the concurrence of the Senate is requested:

In section 1, line 3, after the word "follows," add the following: "and that section 650 be supplemented as herein provided for."

In line 10, same section, strike off the letter "s" in the word "expenditures."

Strike out all of section 650, and insert the following in lieu thereof:

"Section 650. The financial officer, named in the preceding section, except as otherwise provided by law, shall keep an account, in detail, in proper books, which shall, at all times, be open to the inspection of the superintendent and trustees, and these books shall be correctly balanced on the fifteenth day of each month, and closed at the end of the fiscal year, corresponding with the fiscal year of the state. There shall be prepared and submitted for the inspection of the superintendent and trustees, on the fifteenth day of each month, a monthly statement taken from the books of said financial officer, which monthly statement shall show:

"First. The unexpended balance of all moneys heretofore received by said financial officer from all sources, and remaining in his hands or subject to his control, with the amount to the credit of each appropriation or fund, at the close of business on the fifteenth day of the preceding month.

"Second. All moneys received by said financial officer during the month, from any source whatever, except such as are received from the state treasury, and designating specifically from what source received and to what fund credited.

"Third. All moneys received from the state treasury, upon warrants of the auditor of state, during the month, and the amount from each appropriation.

"Fourth. A detailed statement of all disbursements made by him during the preceding month, with the name of each payee, the amount paid, the service rendered, or the article furnished, and the price paid for each.

"Fifth. He shall submit with said monthly statements, the original pay rolls, estimates and bills of purchase for all disbursements of whatever kind, which pay-rolls, estimates and vouchers, after being carefully folded and numbered, (which numbering shall begin at the commencement of each fiscal year, and continue until its close), shall have endorsed on each the signatures attached thereto, with the day, month and year of payment.

"Sixth. He shall also submit with said monthly statements, a complete schedule of all accounts contracted for such institution, for whatever purpose, together with the original pay-rolls, estimates and bills of purchase that are due and unpaid, which said pay-rolls, estimates and bills of purchase, or so much of them as shall be found to be correct, shall

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be approved by the board of trustees, and when so approved, shall be endorsed and numbered consecutively as the vouchers mentioned in the preceding clause are required to be endorsed and numbered, and when paid, shall become vouchers by such numbers.

"Said financial officer shall also, at the time of making the monthly statement in the manner and form herein provided, make a statement for the information of the board of trustees, showing the balance of each appropriation made for such institution, remaining in the state treasury at the close of business on the fifteenth day of the preceding month, the amount drawn from each during the current month, and the balance to the credit of each remaining in the state treasury, at the date of making said monthly statements. After said monthly statement, made in the manner and form herein provided, has been endorsed by the superintendent and two of the trustees, the financial officer shall, at once, file the original bills of purchase, estimates, pay rolls, vouchers and receipts pertaining thereto, in the office of the board of trustees; and the said monthly statement with his oath endorsed thereon that it is a full, true, and correct account of his stewardship for the preceding month, according to the best of his knowledge and belief, he shall within ten days, file in the office of the auditor of state."

After section 650, supplement section 650a as follows:

"Section 650a. The auditor of state shall set apart from the appropriations made for the current expenses of the benevolent and reformatory institutions of the state, a sum not exceeding \$30,000 for each institution, to be designated as a contingent current expense fund and shall issue his warrant upon the treasurer of state quarterly in favor of the financial officer on requisition approved by the superintendent and two or more of the trustees for one-fourth of the amount so set apart, and said sum so received shall be used for the payment of amounts due employes discharged and for the payment of small bills on account of purchases of articles necessary between the meetings of the trustees; and the financial officer shall at the close of each quarter, submit for the inspection and approval of the board of trustees a detailed statement of the disbursements made under this section, together with the original bills of purchase and pay-rolls of employes, and if found correct said board of trustees shall approve the same and thereupon they are authorized to approve a requisition in favor of said financial officer for another quarterly installment and in the annual report of the trustees shall be included the receipts and disbursements and balances on hand on account of said contingent current expense fund."

Strike out all of section 654 and insert the following in lieu thereof.

"Section 654. The board of trustees provided for in this title, or any two of them, shall, at their monthly meetings, after having approved the monthly statements of the financial officer, as provided for in section six hundred and fifty, issue their requisitions on the auditor of state in favor of said financial officer for a sufficient amount or amounts to pay the unpaid bills, pay-rolls and vouchers, which have been approved by said board at said meetings as required in section six hundred and fifty. Said requisitions to be approved by the superintendent and two or more members of said board of trustees, and to specifically state upon what appropriation and for what amount drawn. The auditor of state shall compare said requisitions with the schedule of unpaid vouchers as exhibited in said monthly statement, and if he find the same correct,

shall issue his warrant on the treasurer of state in favor of said financial officer for said amounts, if there be sufficient balances to the credit of the several appropriations to pay the same.

Attest:

D. J. EDWARDS, *Clerk*.

On motion of Mr. Hitchcock, said amendments were referred to the committee on Benevolent Institutions.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has adopted the following joint resolution, in which the concurrence of the Senate is requested:

H. J. R. No. 99—Mr. Bull: Relating to the duty on foreign timber.

Attest:

D. J. EDWARDS, *Clerk*.

Referred to the committee on Federal Relations.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has adopted the following joint resolution, in which the concurrence of the Senate is requested:

H. J. R. No. 128—Mr. Scott of Warren: Relative to printing for Ohio State Board of Agriculture.

Attest:

D. J. EDWARDS, *Clerk*.

Referred to committee on Public Printing.

The following communication was received from the Governor:

STATE OF OHIO, EXECUTIVE DEPARTMENT,

COLUMBUS, April 14, 1881.

*To the Senate:*

I have the honor to nominate, and by and with the advice and consent of the Senate appoint, John W. Watkins, of Delaware county, to be a Trustee of the Girls' Industrial Home, for the term of five years, beginning April 15, 1881.

Very respectfully,

CHARLES FOSTER, *Governor*.

The question being on advising and consenting to said appointment, the yeas and nays were ordered, taken, and resulted—yeas 30, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Carlisle, Carran, Cline, Creamer, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Pond, Richards, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, and Wilkins of Fulton—30.

So the Senate advised and consented to said appointment.

Mr. Strong submitted the following report :

The joint committee on Enrollment have examined, and found correctly enrolled, the following bills :

H. B. No. 730: To amend section 3499, as amended April 12, 1880 (Ohio Laws, volume 74, p. 187), and to amend section 3501, and to enact supplementary section 3501a, and to repeal said sections 3499 and 3501 of the Revised Statutes of Ohio.

H. B. No. 805: For the relief of Joseph W. Blair.

H. B. No. 942: To authorize the transfer of certain funds therein named, and now in the treasury of the county of Crawford, and State of Ohio.

H. B. No. 947: To amend section 3 of an act entitled "an act to create a special school district in Richland township, Wyandot county, Ohio, and to authorize the board of education of said township to transfer certain funds to the board of education of said special school district," passed May 2, 1877.

H. B. No. 949: To authorize certain incorporated villages to construct machine shops, and to issue bonds therefor.

H. B. No. 969: To change the time fixed for holding the third term of the court of common pleas in the counties of Medina and Lorain, for the year A.D. 1881.

H. B. No. 535: To amend section 1531 of the Revised Statutes of Ohio.

H. B. No. 524: To repeal an act entitled "an act to authorize the trustees of the several townships of Knox county to levy a tax to improve public roads," passed March 25, 1880.

H. B. No. 717: Directing the trustees of Hopewell township, Perry county, Ohio, to levy a tax to build a township hall.

H. B. No. 718: To authorize the commissioners of Delaware county to levy a tax to pay certain county bonds issued to the Ashley and Delhi Gravel Road Company.

H. B. No. 731: To amend section 298 of the Revised Statutes of Ohio.

Amended S. B. No. 365: For the release of the sureties of Theodore A. Wick, former treasurer of Clarke county, Ohio.

S. B. No. 429: To relieve certain purchasers of section 16, in Wilkesville, Vinton county.

S. B. No. 432: To authorize certain townships to build railroads, and to lease or operate the same.

S. B. No. 433: To authorize certain township to build railroads and to lease or operate the same.

S. B. No. 434: Relating to incorporated villages which, by a census of 1874, had a population of 392.

S. B. No. 448: To authorize the construction of a town hall by the trustees of Burton, Ohio, and to empower them to borrow money therefor.

S. J. R. No. 83: Directing the Secretary of State to box and ship certain public documents to the address of the members of the General Assembly.

S. B. No. 416: To authorize the commissioners of Adams county to construct a free turnpike road from the terminus of the Rome and Mineral Springs free turnpike road to the village of Jacksonville, in said county of Adams.

S. B. No. 393: Supplementary to an act entitled "an act to authorize the survey and estimate of the grading of certain roads in Perry county," passed April 17, 1880.

S. B. No. 344: To enable Union township, Brown county, to settle a claim for bounty.

S. J. R. No. 71: Directing the trustees of the Cincinnati Southern Railroad Company to pay certain moneys.

D. A. HOLLINGSWORTH,  
GEO. W. MOORE,  
JOHN F. LOCKE,  
JOHN HARDY,  
W. T. WALLACE,

L. M. STRONG,  
H. R. SMITH,  
C. R. HARMON,  
J. L. CORYELL,  
J. K. POLLARD.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The Speaker of the House of Representatives has, in the presence of the House, signed the following bills and joint resolutions:

H. B. No. 969: To change the time fixed for holding the third term of the court of common pleas in the counties of Medina and Lorain, for the year A.D. 1881.

H. B. No. 535: To amend section 1531 of the Revised Statutes of Ohio.

H. B. No. 524—To repeal an act entitled "an act to authorize the trustees of the several townships of Knox county to levy a tax to improve the public roads."

H. B. No. 717—Directing the trustees of Hopewell township, Perry county, Ohio, to levy a tax to build a township hall.

H. B. No. 718: To authorize the commissioners of Delaware county to levy a tax to pay certain county bonds issued to the Ashley and Delhi Gravel Road Company.

H. B. No. 731: To amend section 298 of the Revised Statutes of Ohio.

H. B. No. 959: To amend section 5189b of an act entitled "an act supplementary title 1, division 3, chapter 2, sub-division 1, of the Revised Statutes of Ohio," passed and took effect March 29, 1881.

H. B. No. 964: Supplemental to an act entitled "an act to authorize the village of Ashland, Ashland county, Ohio, to borrow money to build a town hall," passed March 24, 1881.

H. B. No. 932: To amend section 6951 of the Revised Statutes of Ohio.

H. B. No. 917: Supplementary to "an act to authorize certain townships to build railroads, and to lease or operate the same," passed April 17, 1880 (O. L., vol. 77, p. 133), and to repeal section 10 of said act.

H. B. No. 166: To amend section 4001 of the Revised Statutes of Ohio.

H. B. No. 730: To amend section 3499, as amended April 12, 1880 (Ohio Laws, volume 74, page 187), and to amend section 3501, and to enact supplementary section 3501a, and to repeal said sections 3499 and 3501.

H. B. No. 805: For the relief of Joseph W. Blair.

H. B. No. 942: To authorize the transfer of certain funds therein named, and now in the treasury of the county of Crawford, and State of Ohio.

H. B. No. 947: To amend section 3 of an act entitled "an act to create a special school district in Richland township, Wyandot county, Ohio, and to authorize the board of education of said township to transfer certain funds to the board of education of said special school district," passed May 2, 1877.

H. B. No. 949: To authorize certain incorporated villages to construct machine shops and issue bonds therefor.

S. J. R. No. 71: Directing the trustees of the Cincinnati Southern Railroad to pay certain moneys.

Amended S. B. No. 365: For the release of the sureties of Theodore A. Wick, former treasurer of Clarke county, Ohio.

S. B. No. 429: To relieve certain purchasers of Section No. 16, Wilkesville, Vinton county, Ohio.

S. B. No. 432: To authorize certain townships to build railroads, and to lease or operate the same.

S. B. No. 433: To authorize certain townships to build railroads, and to lease or operate the same.

S. B. No. 434: Relating to incorporated villages, which, by a census of 1874, had a population of 392.

S. B. No. 448: To authorize the construction of a town hall by the trustees of Burton, Ohio, and to empower them to borrow money therefor.

S. J. R. No. 83: Directing Secretary of State to box and ship certain public documents to the address of the members of the General Assembly.

S. B. No. 416: To authorize the commissioners of Adams county to construct a free turnpike road from the terminus of the Rome and Mineral Springs free turnpike road to the village of Jacksonville, in said county of Adams.

S. B. No. 393: Supplementary to an act entitled "an act to authorize the survey and estimate of the grading of certain roads in Perry county," passed April 17, 1880.

S. B. No. 344: To enable Union township, Brown county, to settle a claim for bounty

Attest :

D. J. EDWARDS, Clerk.

The President *pro tem.* of the Senate, in the presence of the Senate, signed said bills and joint resolutions.

Mr. Pond submitted the following report:

The committee on Judiciary, to whom was referred H. B. No. 790: To amend section 7036 of the Revised Statutes of Ohio—having had



the same under consideration, report it back, and recommend its passage.

F. B. POND,	G. M. SALTZGABER,
F. M. MARRIOTT,	D. A. HOLLINGSWORTH.
LYMAN J. JACKSON,	

Said bill was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 26, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carlisle, Carran, Cline, Eggleston, Entrekin, Harper, Hartshorn, Horr, Jackson, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Parker, Perkins, Pond, Richards, Saltzgaber, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—26.

So the bill passed. The title was agreed to.

Mr. Pond submitted the following report:

The committee on Judiciary, to whom was referred S. B. No. 300: To amend sections 1260, 1261, 1262 and 1263 of the Revised Statutes of Ohio—having had the same under consideration, report it back without recommendation.

F. B. POND,	D. A. HOLLINGSWORTH,
F. M. MARRIOTT,	THOMAS J. CARRAN.
R. G. RICHARDS,	

Said bill was ordered to be engrossed, and read the third time to-morrow.

Mr. Beer submitted the following report:

The committee on Finance, to whom was referred H. B. No. 979: To authorize the village of London, in Madison county, to transfer certain funds—having had the same under consideration, report it back, and recommend its passage.

THOS. M. BEER,	B. WILKINS,
P. HITCHCOCK,	GEO. P. TYLER,
B. EGGLESTON,	C. S. PARKER.

Said bill was ordered to be read the third time to-morrow.

Mr. Beer submitted the following report:

The committee on Finance, to whom was referred H. B. No. 985: To authorize the town council of the village of Waverly to transfer certain funds—having had the same under consideration, report it back and recommend its passage.

THOS. M. BEER,	GEO. P. TYLER,
P. HITCHCOCK,	B. WILKINS,
C. S. PARKER.	

Said bill was ordered to be read the third time to-morrow.

Mr. Sinks submitted the following report:

The committee on Claims, to whom was referred H. B. No. 842: To authorize the payment of advertised fees or costs, debts or damages in

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Guernsey county—having had the same under consideration, report it back, and recommend its passage.

JNO. F. SINKS,	F. M. MARRIOTT,
C. S. PARKER,	J. L. MOUNTS,
J. J. SULLIVAN,	F. B. POND.

Said bill was ordered to be read the third time to-morrow.

Mr. Sinks submitted the following report:

The committee on Public Works and Public Lands, to whom was referred H. B. No. 734: Making an appropriation to construct a culvert under the Hocking canal in the village of Logan, Hocking county, Ohio—having had the same under consideration, report it back and recommend its passage.

JOSIAH KIRBY,	B. WILKINS,
JNO. F. SINKS,	B. W. CARLISLE,
G. M. SALTZGABER,	B. EGGLESTON.

Said bill was ordered to be read the third time to-morrow.

Mr. Sinks submitted the following report:

The committee on Public Works, to whom was referred H. B. No. 348: To amend an act defining the powers and duties of the Board of Public Works (section 7669, Revised Statutes)—having had the same under consideration, report it back and recommend its passage.

JOSIAH KIRBY,	B. W. CARLISLE,
JNO. F. SINKS,	G. M. SALTZGABER,
B. W. WILKINS,	B. EGGLESTON.

Said bill was ordered to be read the third time to-morrow.

Mr. Sinks submitted the following report:

The committee on Public Works, to whom was referred Sub. for H. J. R. No. 112: Empowering the Board of Public Works and Public Lands to lease certain lots or pieces of land—having had the same under consideration, report it back and recommend its adoption.

JOSIAH KIRBY,	B. W. CARLISLE,
JNO. F. SINKS,	G. M. SALTZGABER,
B. W. WILKINS,	B. EGGLESTON.

Said resolution was ordered placed on the calendar for to-morrow.

Mr. Carlisle submitted the following report:

The committee on Public Works, to whom was referred H. B. No. 352: To authorize the Board of Public Works to build a culvert—having had the same under consideration, report it back and recommend its passage.

B. W. CARLISLE,	G. M. SALTZGABER,
JOSIAH KIRBY,	B. W. WILKINS,
B. EGGLESTON,	JNO. F. SINKS.

Said bill was ordered to be read the third time to-morrow.

Mr. Wilkins of Tuscarawas submitted the following report:

The committee on Public Works and Public Lands, to whom was referred H. B. No. 933: To amend section 5 of an act entitled "an act

to provide for the protection of the canals of the State of Ohio, the regulation of the navigation thereof, and for the collection of tolls"—having had the same under consideration, report it back and recommend its passage.

B. WILKINS,	B. EGGLESTON,
JNO. F. SINKS,	G. M. SALTZGABER,
B. W. CARLISLE,	JOSIAH KIRBY.

Said bill was ordered to be read the third time to-morrow.

Mr. Van Cleaf submitted the following report :

The committee on Municipal Corporations, to whom was referred H. B. No. 950: To amend section 1 of an act entitled "an act to authorize the commissioners of Franklin county to build a bridge across the Scioto river in said county, and to levy a tax for that purpose," passed March 30, 1880—having had the same under consideration, report it back and recommend its passage.

A. R. VAN CLEAF,	THOS. J. CARRAN,
B. EGGLESTON,	G. M. SALTZGABER.

Said bill was ordered to be read the third time to-morrow.

Mr. Van Cleaf submitted the following report :

The committee on Municipal Corporations, to whom was referred S. B. No. 452: To authorize the incorporated village of Athens to transfer certain funds therein named—having had the same under consideration, report it back and recommend its passage.

A. R. VAN CLEAF,	THOMAS J. CARRAN,
B. EGGLESTON,	G. M. SALTZGABER.
P. HITCHCOCK,	

Said bill was ordered to be engrossed, and read the third time to-morrow.

Mr. Eggleston submitted the following report :

The committee on Municipal Corporations, to whom was referred H. B. No. 815: Authorizing the board of equalization for Lucas county, and the auditor of said county, to make certain corrections upon the delinquent tax duplicate of said county—having had the same under consideration, report it back, and recommend its passage.

B. EGGLESTON,	A. R. VAN CLEAF,
THOMAS J. CARRAN,	H. E. O'HAGAN.
G. M. SALTZGABER,	

Said bill was ordered to be read the third time to-morrow.

Mr. Hitchcock submitted the following report :

The committee on Roads and Highways, to whom was referred H. B. No. 515: Authorizing the commissioners of Jefferson county to assist in the construction of a culvert therein named—having had the same under consideration, report it back and recommend its passage.

P. HITCHCOCK,	G. W. MOORE,
B. W. CARLISLE,	JOSIAH KIRBY.
F. M. ATKINSON,	

Said bill was ordered to be read the third time to-morrow.

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Mr. Tyler submitted the following report:

The committee on Railroads, Telegraphs, and Turnpikes, to whom was referred H. B. No. 944: Authorizing the commissioners of Scioto county to build certain free turnpikes—having had the same under consideration, report it back and recommend its passage.

THOS. M. BEER,	D. A. HOLLINGSWORTH,
H. E. O'HAGAN,	B. W. CARLISLE.
GEO. P. TYLER,	

Said bill was ordered to be read the third time to-morrow.

Mr. Tyler submitted the following report:

The committee on Railroads, Telegraphs, and Turnpikes, to whom was referred H. B. No. 846: To amend section 2503 of the Revised Statutes of Ohio—having had the same under consideration, report it back and recommend its passage.

GEO. P. TYLER,	H. E. O'HAGAN,
THOS. M. BEER,	B. W. CARLISLE.

Said bill was ordered to be read the third time to-morrow.

Mr. Hartshorn submitted the following report:

The committee on Common Schools and School Lands, to whom was referred H. B. No. 989: To authorize the transfer of certain funds by the trustees of Perry township, Columbiana county, Ohio—having had the same under consideration, report it back and recommend its passage.

E. N. HARTSHORN,	H. E. O'HAGAN,
L. HARPER,	W. C. CLINE,
THOS. M. BEER,	A. R. VAN CLEAF.

Said bill was ordered to be read the third time to-morrow.

Mr. Carlisle submitted the following report:

The committee on Railroads, Telegraphs, and Turnpikes, to whom was referred H. B. No. 545: To amend section 4800 of the Revised Statutes of Ohio—having had the same under consideration, report it back and recommend its passage.

THOS. M. BEER,	H. E. O'HAGAN,
GEO. P. TYLER,	B. W. CARLISLE.

Said bill was ordered to be read the third time to-morrow.

Mr. Strong submitted the following report:

The committee on Military Affairs, to whom was referred H. J. R. No. 123: Relative to the loan of guns and accoutrements of the O. N. G. to the Grand Army of the Republic, of Canton, Stark county, Ohio—having had the same under consideration, report it back and recommend its adoption.

G. M. SALTZGABER,	JOHN A. WILKINS,
L. M. STRONG,	J. J. SULLIVAN,
F. B. POND,	H. B. PERKINS
JOHN C. ENTREKIN,	

Said resolution was ordered placed on the calendar for to-morrow.

Mr. Carlisle submitted the following report:

The committee on Agriculture, to whom was referred H. B. No. 474: Supplementary to section 7090 of the Revised Statutes of Ohio—having had the same under consideration, report it back and recommend its passage.

B. W. CARLISLE,	M. H. KIRBY,
P. HITCHCOCK,	R. G. RICHARDS.

Said bill was ordered to be read the third time to-morrow.

Mr. Carran submitted the following report:

The committee on Reform Schools and Girls' Industrial Home, to whom was referred H. B. No. 900: To amend section 761 of the Revised Statutes of Ohio, passed April 17, 1880—having had the same under consideration, report it back and recommend its passage.

THOS. J. CARRAN,	JNO. A. WILKINS,
JNO. F. SINKS,	B. W. CARLISLE.
F. M. MARRIOTT,	

Said bill was ordered to be read the third time to-morrow.

Mr. Harper submitted the following report:

The committee on Public Printing, to whom was referred H. J. R. No. 128: Relative to printing for the Ohio State Board of Agriculture—having had the same under consideration, report it back and recommend its adoption.

L. HARPER,	L. M. STRONG,
A. R. VAN CLEAF,	E. N. HARTSHORN.

Said resolution was ordered placed on the calendar for to-morrow.

Mr. Horr submitted the following report:

The committee on Federal Relations, to whom was referred H. J. R. No. 99: Relating to duty on foreign timber—having had the same under consideration, report it back and recommend its adoption.

R. A. HORR,	LINDSEY KELLY,
J. C. ENTREKIN,	M. H. KIRBY.

Said resolution was ordered placed on the calendar for to-morrow.

Mr. Carran submitted the following report:

The select committee, to whom was referred H. B. No. 739: To amend sections 1941, 1945, 1946, and 1947 of the Revised Statutes of Ohio—having had the same under consideration, report it back.

THOS. J. CARRAN,
J. F. SINKS,
A. R. VAN CLEAF.

Mr. Carran moved to refer said bill (H. B. No. 739) to a select committee of one, with instructions to amend as follows:

In section 1, line 4, strike out the words "two-thirds of."

In section 1, line 6, strike out the words "two-thirds of."

At the end of section 1, line 12, add the following: "In cities of the

second grade, class first, two-thirds of all moneys collected by the police court, as aforesaid, together with two-thirds of the moneys received by the board, from all sources whatever, as aforesaid, shall constitute the contingent fund, out of which payment shall be made as above provided."

Which was agreed to.

The President *pro tem.* appointed Mr. Carran such committee, who reported the bill back amended as instructed.

The question then being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 25, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Carlisle, Carran, Cline, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Horr, Kelly, Kirby of Hamilton, Moore, Mounts, O'Hagan, Parker, Richards, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—25.

So the bill passed. The title was agreed to.

Mr. Eggleston, as a select committee of one, reported back H. B. No. 665.

Mr. Eggleston moved to refer said bill (H. B. No. 665) to a select committee of one, with instructions to amend as follows:

In line 6, section 1, strike out the word "five" and insert the word "three."

Which was agreed to.

The President *pro tem.* appointed Mr. Eggleston such committee, who reported the bill back amended as instructed.

Said bill was ordered placed on the calendar for to-morrow.

S. B. No. 408: To amend section 4368 of the Revised Statutes of Ohio—was read the third time.

Mr. Tyler moved to lay the bill on the table.

On which motion the yeas and nays were demanded, taken, and resulted—yeas 14, nays 18, as follows:

Those who voted in the affirmative were—

Messrs. Entrekin, Hitchcock, Horr, Hollingsworth, Kelly, Kirby of Hamilton, Perkins, Pond, Richards, Sinks, Strong, Tyler, Wilkins of Fulton, and Wilkins of Tuscarawas—14.

Those who voted in the negative were—

Messrs. Atkinson, Beer, Carlisle, Carran, Cline, Eggleston, Harper, Hartshorn, Jackson, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Saltzgaber, Sullivan, and Van Cleaf—18.

So the motion was disagreed to.

Mr. Entrekin moved to refer said bill (S. B. No. 408) to a select committee of one, with instructions to amend as follows:

Strike out the words "and fifty," at the end of section one.

Which was agreed to.

Mr. Entrekin, who was appointed such committee, reported the bill back amended as instructed.

The question then being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 18, nays 9, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carlisle, Carran, Cline, Eggleston, Harper, Hartshorn, Hitchcock, Jackson, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Saltzgaber, and Sullivan—18.

Those who voted in the negative were—  
Messrs. Entrekin, Horr, Kelly, Kirby of Hamilton, Pond, Richards, Strong, Tyler, and Wilkins of Tuscarawas—9.

So the bill, having failed to receive a constitutional majority, was lost.

Mr. Beer moved to reconsider the vote by which said bill was lost.

Which was agreed to.

On motion of Mr. Atkinson, said bill was laid upon the table.

S. B. No. 451: Supplementary to an act entitled "an act to authorize certain townships to build railroads, and to lease or operate the same," passed April 15, 1880 (O. L., vol. 77, p. 225), and the act amendatory thereof, passed March, 1881—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 20, nays 3, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Carlisle, Carran, Cline, Eggleston, Harper, Jackson, Kelly, Kirby of Wyandot, Marriott, Moore, O'Hagan, Parker, Perkins, Saltzhaber, Sinks, Sullivan, Tyler, Wilkins of Fulton, and Wilkins of Tuscarawas—20.

Those who voted in the negative were—

Messrs. Hitchcock Strong, and Van Cleaf—3.

So the bill passed. The title was agreed to.

The third reading of S. B. No. 307: To regulate the charges for sleeping and palace cars, or coaches, within the State of Ohio, was informally passed.

S. B. No. 446: To authorize certain incorporated villages to construct machine shops, and to issue bonds therefor—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas, 20, nays 6, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Carlisle, Eggleston, Horr, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Saltzgaber, Sinks, Sullivan, Tyler, Wilkins of Fulton, and Wilkins of Tuscarawas—20.

Those who voted in the negative were—

Messrs. Beer, Carran, Hitchcock, Pond, Richards, and Strong—6.

So the bill passed. The title was agreed to.

S. B. No. 443: Supplementary to the act relating to cities of the first class having a population exceeding 150,00 inhabitants, passed May 4, 1869—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 30, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carlisle, Carran, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, Parker, Perkins, Pond, Richards, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—30.

So the bill passed. The title was agreed to.

H. B. No. 839: To change the surnames of persons therein named—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 27, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beer, Carlisle, Carran, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pond, Richards, Sinks, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—27.

So the bill passed. The title was agreed to.

Mr. Van Cleaf submitted the following report :

The committee on Revision have examined, and found correctly engrossed, S. B. Nos. 454, 455, 456, 457, 458, 459, 460, and 461.

JOHN C. ENTREKIN,  
A. R. VAN CLEAF,  
E. N. HARTSHORN.

Mr. Saltzgaber moved that the constitutional rule requiring bills to be read on three different days be dispensed with that S. B. No. 454 may be read the third time by its title.

On which motion the yeas and nays were taken, and resulted—yeas 31, nays none, as follows :

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carlisle, Carran, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pond, Richards, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—31.

So the motion was agreed to, and the bill was read the third time by its title.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 23, nays 1, as follows :

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carlisle, Carran, Eggleston, Entrekin, Harper, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Saltzgaber, Sinks, Sullivan, Tyler, Wilkins of Fulton, and Wilkins of Tuscarawas—23.

Mr. Hitchcock voted in the negative.

So the bill passed. The title was agreed to.

Mr. Saltzgaber moved that the constitutional rule requiring bills to be read on three different days be dispensed with, that S. B. No. 455 may be read the third time by its title.

On which motion the yeas and nays were taken, and resulted—yeas 31, nays none, as follows :

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carlisle, Carran, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pond, Richards, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—31.

So the motion was agreed to, and said bill was read the third time by its title.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 23, nays 3, as follows :



Those who voted in the affirmative were—

Messrs. Atkinson, Carlisle, Eggleston, Entrekin, Harper, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Saltzgaber, Sinks, Sullivan, Tyler, Wilkins of Fulton, and Wilkins of Tuscarawas—23.

Those who voted in the negative were—

Messrs. Hitchcock, Richards, and Strong—3.

So the bill passed. The title was agreed to.

Mr. Saltzgaber moved that the constitutional rule requiring bills to be read on three different days be dispensed with, that S. B. No. 456 may be read the third time by its title.

On which motion the yeas and nays were taken, and resulted—yeas 31, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carlisle, Carran, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pond, Richards, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—31.

So the motion was agreed to, and the bill was read the third time by its title.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 23, nays 3, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Carlisle, Eggleston, Entrekin, Harper, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Saltzgaber, Sinks, Sullivan, Tyler, Wilkins of Fulton, and Wilkins of Tuscarawas—23.

Those who voted in the negative were—

Messrs. Hitchcock, Richards, and Strong—3.

So the bill passed. The title was agreed to.

Mr. Saltzgaber moved that the constitutional rule requiring bills to be read on three different days be dispensed with, that S. B. No. 457 may be read the third time by its title.

On which motion the yeas and nays were taken, and resulted—yeas 31, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carlisle, Carran, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pond, Richards, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—31.

So the motion was agreed to, and the bill was read the third time by its title.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 23, nays 4, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Carlisle, Eggleston, Entrekin, Harper, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Saltzgaber, Sinks, Sullivan, Tyler, Wilkins of Fulton, and Wilkins of Tuscarawas—23.

Friday, April 15, 1881.

Those who voted in the negative were—

Messrs. Hartshorn, Hitchcock, Richards, and Strong—4.

So the bill passed. The title was agreed to.

Mr. Saltzgaber moved that the constitutional rule requiring bills to be read on three different days be dispensed with, that S. B. No. 453 may be read the third time by its title.

On which motion the yeas and nays were taken and resulted—yeas 31, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carlisle, Carran, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pond, Richards, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—31.

So the motion was agreed to, and said bill was read the third time by its title.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 23, nays 4, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Carlisle, Eggleston, Entrekin, Harper, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Saltzgaber, Sinks, Sullivan, Tyler, Wilkins of Fulton, and Wilkins of Tuscarawas—23.

Those who voted in the negative were—

Messrs. Beer, Hitchcock, Richards, and Strong—4.

So the bill passed. The title was agreed to.

Mr. Saltzgaber moved that the constitutional rule requiring bills to be read on three different days be dispensed with, that S. B. No. 459 may be read the third time by its title.

On which motion the yeas and nays were taken, and resulted—yeas 31, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carlisle, Carran, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pond, Richards, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—31.

So the motion was agreed to, and said bill was read the third time by its title.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 23, nays 4, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Carlisle, Eggleston, Entrekin, Harper, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Saltzgaber, Sinks, Sullivan, Tyler, Wilkins of Fulton, and Wilkins of Tuscarawas—23.

Those who voted in the negative were—

Messrs. Beer, Hitchcock, Richards, and Strong—4.

So the bill passed. The title was agreed to.

Mr. Saltzgaber moved that the constitutional rule requiring bills to be read on three different days be dispensed with, that said S. B. No. 460 may be read the third time by its title.

On which motion the yeas and nays were taken, and resulted—yeas 31, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carlisle, Carran, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pond, Richards, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—31.

So the motion was agreed to, and the bill was read the third time by its title.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 23, nays 4, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Carlisle, Eggleston, Entrekin, Harper, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Saltzgaber, Sinks, Sullivan, Tyler, Wilkins of Fulton, and Wilkins of Tuscarawas—23.

Those who voted in the negative were—

Messrs. Beer, Hitchcock, Richards, and Strong—4.

So the bill passed. The title was agreed to.

Mr Saltzgaber moved that the constitutional rule, requiring bills to be read on three different days be dispensed with, that S. B. No. 461 may be read the third time by its title.

On which motion the yeas and nays were taken, and resulted—yeas 31, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carlisle, Carran, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pond, Richards, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—31.

So the motion was agreed to, and the bill was read the third time by its title.

The question then being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 22, nays 3, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Carlisle, Eggleston, Entrekin, Harper, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Saltzgaber, Sinks, Tyler, Wilkins of Fulton, and Wilkins of Tuscarawas—22.

Those who voted in the negative were—

Messrs. Beer, Hitchcock, and Strong—3.

So the bill passed. The title was agreed to.

Mr. Van Cleaf moved that the Senate adjourn.

On which motion the yeas and nays were demanded, taken, and resulted—yeas 16, nays 12, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Carlisle, Carran, Eggleston, Entrekin, Harper, Horr, Jackson, Kirby of Hamilton, Marriott, Perkins, Richards, Strong, Sullivan, Van Cleaf, and Wilkins of Tuscarawas—16.

Saturday, April 16, 1881.

Those who voted in the negative were—  
Messrs. Beer, Hartshorn, Hitchcock, Holingsworth, Kelly, Kirby of Wyandot, Moore, Mounts, O'Hagan, Pond, Saltzgaber, and Tyler—12.  
So the motion was disagreed to, and the Senate adjourned.

Attest:

J. C. DONALDSON, *Clerk.*

SATURDAY, April 16, 1881—10 o'clock A.M.

The Senate met pursuant to adjournment.

Prayer by Rev. W. E. Moore.

The Journal was read and approved.

Bills were read the second time, and referred as follows:

H. B. No. 453: To amend section 979 of the Revised Statutes of Ohio.

To committee on Judiciary.

S. B. No. 791: To provide for improving the heating of the State House.

To committee on Public Buildings.

H. B. No. 975: To authorize the trustees of certain townships in Coshocton county to levy taxes to improve the public highways in said townships.

To committee on Railroads, Turnpikes, and Telegraphs.

H. B. No. 525: To amend section 1267 of the Revised Statutes of Ohio.

To committee on Judiciary.

H. B. No. 990: To authorize the time for holding the third term of the court of common pleas in the county of Mercer for the year 1881.

To committee on Judiciary.

H. B. No. 494: To amend sections 1176, 1177, 1178, 1179, 1180, 1190, and 1196 of the Revised Statutes of Ohio.

To committee on Fees and Salaries.

H. B. No. 599: To amend section 2759 of the Revised Statutes of Ohio.

To committee on Finance.

H. B. No. 676: To authorize the village of Orrville to issue bonds for the purpose of erecting a town hall.

To committee on Finance.

H. B. No. 919: For the relief of John Custis, John Reid, and the legal representatives of George Brown & Co.

To select committee of three—consisting of the Senators from Hamilton county.

H. B. No. 986: To amend section 1695 of the Revised Statutes of Ohio.

To committee on Soldiers' and Sailors' Orphans' Home.

Mr. Van Cleaf submitted the following report :

The committee on Revision have examined, and found correctly engrossed, S. B. No. 442.

A. R. VAN CLEAF,  
F. M. MARRIOTT,  
J. C. ENTREKIN.

S. B. No. 401: To provide for straightening, clearing out, widening, deepening, and otherwise improving drains in Ottawa county, and State of Ohio—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 26, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Cline, Eggleston, Entrekin, Harper, Hitchcock, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Perkins, Pond, Richards, Saltzgaber, Sinks, Strong, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—26.

So the bill passed. The title was agreed to.

S. B. No. 307: To regulate the charges for sleeping and palace cars or coaches within the State of Ohio—was read the third time.

Mr. Wilkins of Tuscarawas moved to lay said bill upon the table.

Which was agreed to.

H. B. No. 958: Amendatory of and supplementary to an act passed and took effect April 13, 1880, entitled "an act to authorize certain townships in Putnam county, State of Ohio, to levy taxes to improve the public highways in said townships, and for other purposes, and repeal certain sections therein named—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 21, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Cline, Eggleston, Entrekin, Harper, Hitchcock, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Saltzgaber, Sinks, Tyler, Van Cleaf, and Wilkins of Fulton—21.

So the bill passed. The title was agreed to.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has concurred in the passage of the following bill:

S. B. No. 266: Supplementary to section 7016 of the Revised Statutes of Ohio.

With the following amendments, in which the concurrence of the Senate is requested:

Strike out all after the the enacting clause and in lieu thereof insert the following:

"That sections 4334, 4340, 4346, and 4347 of the Revised Statutes of Ohio be so amended as to read as follows:

"Section 4334. The probate court of any county, upon application of

the proprietor of any leaf-tobacco commission warehouse, who offers for sale tobacco at public auction, shall appoint one or more suitable persons, well skilled in the inspection of leaf-tobacco, to act as inspectors and weighers of tobacco at such commission warehouse, to serve as such during the pleasure of such warehouseman, and until successors shall be appointed and qualified, and the court shall thereupon also grant a license to the proprietor of such warehouse to conduct his business in accordance with the provisions of this chapter.

Section 4340. Every such inspector and weigher, before he executes any part of his duty, shall under the penalty of eight hundred dollars, enter into bond in the penal sum of two thousand dollars, to the satisfaction of the probate judge, with sufficient sureties, payable to the state for the use of any person injured by the neglect or misconduct of such inspector and weigher, with condition that such inspector will diligently and carefully uncase and break in at least four places, or cause the same to be done, in his presence, view and examine all tobacco brought to the warehouse, at which he is inspector and weigher, which he is called on to view, weigh and inspect, at such warehouse, or any other public warehouse; and that he will not receive, weigh, pass, or mark any tobacco, or hogshead, barrel, box or case of tobacco, prohibited by this chapter, and that he will, in all things, well and faithfully discharge and execute his duty in the office of inspector and weigher, according to the provisions of this chapter, which bond shall be deposited with the said probate judge, who shall file the same in his office, and any person injured may bring suit thereon for a breach thereof.

"Section 4346. Every inspector shall uncase and break every hogshead, barrel, package, case, or box of tobacco, or cause the same to be done in his presence, which he may be called on to inspect, and weigh in not less than four different places; and if the said inspector and weigher is of the opinion that such tobacco is sound, clean, in good order and condition, and merchantable, he shall weigh or cause the same to be weighed in his presence, on scales with weights, which he shall mark or cause the same to be marked on the head, side, or bulge thereof, with the name of the warehouse, the tare of the hogshead, barrel, box, or package, and quantity of net tobacco therein contained, and also mark on the head of the hogshead, barrel, or package, with the initials of the name of the owner, and the number of the hogshead, barrel, box, or package there inspected."

"Section 4347. The inspector shall select a fair sample of each hogshead, barrel, box, or package of tobacco by him inspected, and passed as sound and merchantable, which sample shall consist of not less than twelve hands or bundles, and which he shall bind together with a cord, and attach a label thereto, on which shall be written the name of the person for whom, or in whose name the tobacco is inspected, together with the number of the package, the gross weight, tare and net weight of the tobacco, which samples shall be delivered to the purchaser of the tobacco, with a note or certificate hereinafter provided for.

"SEC. 2. And be it further enacted, that the following sections be added to said chapter, with sectional numbering as follows, to wit:

"Section 4355 (a). Any person or persons, who shall intentionally place, or cause to be placed, in any hogshead, barrel, box, package, or parcel of leaf tobacco, any substance other than tobacco, with intent that the said hogshead, barrel, box, package, or parcel shall be exposed

to sale, or sold, and with the intent that the purchaser thereof shall purchase the same in ignorance of the presence of such foreign substance, or if any person shall falsely pack, or cause to be falsely packed, in a manner commonly known as "nesting" any hogshead, box, package, or parcel of leaf-tobacco with intent that the same shall be exposed to sale or sold, and with intent that the purchaser thereof shall purchase the same in ignorance of its real character, or if any person shall deliver, or cause to be delivered, any hogshead, box, package, or parcel of tobacco, containing such foreign substance, or falsely packed, and nested tobacco, to any warehouse man, commission merchant, or dealer in tobacco, or manufacturer thereof, to be sold, knowing it to contain such foreign substance, or to be so falsely packed, or nested, with intent that the same shall be sold to purchasers ignorant of its real character, the person or persons so offending shall be deemed guilty of a misdemeanor, and shall forfeit and pay a fine of not less than one hundred, nor more than five hundred dollars, or be imprisoned in the jail of the county wherein the offense was committed, not less than thirty days, nor more than six months, or fined and imprisoned both, at the discretion of the court, and shall be liable to the person injured thereby in civil action for the amount of such injury.

"Section 4355 (b). The proprietor of any such commission leaf-tobacco warehouse shall be held liable to the purchaser of any hogshead, barrel, package, box or parcel of tobacco, inspected and weighed at his warehouse, for the failure of the samples drawn therefrom to fairly represent the tobacco packed therein, and in like manner shall be liable for underweight existing in such tobacco inspected, and marked by him as required by the provisions of this chapter.

"Section 4355 (c). Any proprietor of any such leaf-tobacco warehouse, who refuses or neglects to procure a license, and the appointment of such inspector and weigher of tobacco, at his warehouse, as provided for in section four thousand three hundred and thirty-four, or neglects or refuses to perform any of the duties required of him by the provisions of this chapter, shall forfeit and pay a penalty of not less than fifty nor more than one thousand dollars at the discretion of the court and each day's continuance in business, after written notice of such omission, shall be deemed additional offense within the provisions of this section.

"Section 3. That said original sections 4334, 4340, 4346, and 4347 of the revised statutes of Ohio be and the same are hereby repealed, and this act shall take effect and be in force from and after the first day of May, 1881."

Attest :

D. J. EDWARDS, *Clerk*.

Mr. Sinks moved to refer said bill to the committee on Manufactures and Commerce.

Mr. Tyler demanded a call of the Senate.

A call was had, and the following Senators answered to their names :

Messrs. Atkinson, Beer, Carlisle, Carran, Eggleston, Entekin, Harts-horn, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pond, Richards, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleef, and Wilkins of Fulton—29.

Leave of absence was asked for and granted Mr. Creamer.

On motion of Mr. Beer, further proceedings under the call were dispensed with.

The question recurring on the motion to refer said bill to the committee on Manufactures and Commerce, the yeas and nays were ordered, taken, and resulted—yeas 11, nays 16, as follows:

Those who voted in the affirmative were—

Messrs. Beer, Eggleston, Horr, Hollingsworth, Kelly, Kirby of Hamilton, Mounts, Parker, Perkins, Pond, and Sinks—11.

Those who voted in the negative were—

Messrs. Atkinson, Entrekin, Hitchcock, Jackson, Kirby of Wyandot, Marriott, Moore, O'Hagan, Richards, Saltzgaber, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—16.

So the motion was disagreed to.

Mr. Pond moved to amend the bill as follows:

Strike out the words "which he," in line 35, section 1, and insert the word "and" in lieu thereof; also, in same line, after the word "marked" insert the words "each package."

Which was agreed to.

Mr. Eggleston moved to lay said bill upon the table.

On which motion the yeas and nays were demanded, taken, and resulted—yeas 8, nays 14, as follows:

Those who voted in the affirmative were—

Messrs. Eggleston, Horr, Hollingsworth, Kelly, Kirby of Hamilton, Mounts, Sinks, and Van Cleaf—8.

Those who voted in the negative were—

Messrs. Atkinson, Entrekin, Hitchcock, Jackson, Kirby of Wyandot, Marriott, Moore, O'Hagan, Pond, Richards, Saltzgaber, Strong, Tyler, and Wilkins of Fulton—14.

So the motion was disagreed to.

Mr. Van Cleaf moved that the Senate take a recess until 2½ o'clock p.m.

Which was disagreed to.

Mr. Hitchcock moved that the Senate take a recess until 2 o'clock p.m.

On which motion the yeas and nays were demanded, taken, and resulted—yeas 20, nays 5, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Entrekin, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Pond, Richards, Strong, Tyler, Van Cleaf, and Wilkins of Fulton—20.

Those who voted in the negative were—

Messrs. Eggleston, Perkins, Saltzgaber, Sinks, and Wilkins of Tuscarawas—5.

So the motion was agreed to, and the Senate took a recess until 2 o'clock p.m.

#### TWO O'CLOCK P. M.

The pending question being on concurring in House amendments to S. B. No. 266.

Mr. Tyler demanded a call of the Senate.

A call was had, and the following Senators answered to their names:

Messrs. Atkinson, Carran, Hartshorn, Hitchcock, Horr, Hollingsworth,



Jackson, Kirby of Hamilton, Moore, Mounts, O'Hagan, Perkins, Richards, Sinks, Tyler, Van Cleaf, and Wilkins of Fulton—17.

The President *pro tem.* directed the Sergeant-at Arms to close the doors of the Senate and dispatch messengers for absentees.

Messrs. Kirby of Wyandot, Eggleston, Pond, and Sullivan appeared within the bar of the Senate and answered to their names.

Mr. Eggleston moved that further proceedings under the call be dispensed with.

Which was agreed to.

On motion of Mr. Tyler, further consideration of S. B. No. 266 was postponed until next Monday at 4 o'clock p.m., and the bill made the special order for that hour.

Mr. O'Hagan, on leave, introduced the following bill, which was read the first time:

S. B. No. 464: To authorize certain incorporated villages to construct machine shops, and issue bonds therefor.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has concurred in the Senate amendments to

H. B. No. 971: Making appropriations for the payment of the salaries and mileage of members of the General Assembly, per diem of Clerks, Sergeants-at-Arms and employes, and for other purposes.

With the following amendment, in which the concurrence of the Senate is requested:

In section 2, line 2, after the figures "\$9 000" insert the words: "Provided, that no part of said appropriation shall be drawn to pay deficiencies or debts existing on the 15th day of February, 1881; and provided further, no part of the appropriation shall be used to pay for the clerical services after the adjournment of said board.

Attest:

D. J. EDWARDS, *Clerk.*

The question being on concurring in said amendment, the yeas and nays were ordered, taken, and resulted—yeas 1, nays 20, as follows:

Mr. Atkinson voted in the affirmative.

Those who voted in the negative were—

Messrs. Beer, Cline, Eggleston, Hartshorn, Hitchcock, Horr, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, Perkins, Pond, Richards, Sinks, Tyler, Van Cleaf, and Wilkins of Fulton—20.

So the Senate refused to concur in said amendment.

Mr. Jackson, on leave, introduced the following bill, which was read the first time:

S. B. No. 465: To authorize the incorporated village of Roseville, Muskingum county, to issue bonds and levy tax for the payment thereof, and to purchase site and build town hall and offices for municipal purposes.

H. B. No. 783: To amend sections 63, 66, and 70, and to repeal section 76 of the Revised Statutes of Ohio—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 23, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carlisle, Cline, Eggleston, Hartshorn, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Moore, Mounts, Perkins, Pond, Richards, Saltzgaber, Sinks, Strong, Tyler, Van Cleaf, and Wilkins of Tuscarawas.—23.

So the bill passed. The title was agreed to.

H. B. No. 794: Supplementary to the act of the General Assembly entitled "an act to authorize the commissioners of Noble county to construct certain free turnpike roads," passed April 14, 1880. (Ohio Laws, volume 77, page 394)—was read the third time.

On motion of Mr. Pond, further consideration of said bill was postponed until next Tuesday, at 10½ o'clock a.m., and the bill made the special order for that hour.

Mr. Atkinson moved to reconsider the vote by which said bill was postponed.

Which was dis agreed to.

H. B. No. 937: Authorizing the county commissioners of Sandusky county, Ohio, to levy an additional tax for county and poor purposes—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 20, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Carlisle, Eggleston, Entrekin, Hartshorn, Hitchcock, Hollingsworth, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Richards, Sinks, Strong, Sullivan, Van Cleaf, and Wilkins of Tuscarawas.—20.

So the bill passed. The title was agreed to.

H. B. No. 734: Making an appropriation to construct a culvert under the Hocking canal, in the village of Logan, Hocking county, Ohio—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 17, nays 5, as follows:

Those who voted in the affirmative were—

Messrs. Carlisle, Eggleston, Entrekin, Hartshorn, Jackson, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, Perkins, Saltzgaber, Sinks, Sullivan, Tyler, Van Cleaf, and Wilkins of Tuscarawas.—17.

Those who voted in the negative were—

Messrs. Beer, Horr, Hollingsworth, Richards, and Strong—5.

So the bill, not having received a constitutional majority, was lost.

The third reading of H. B. No. 352: To authorize the board of Public Works to build a culvert—was informally passed.

H. B. No. 933: To amend section 5 of an act entitled "an act to provide for the protection of the canals of the State of Ohio, the regulation of the navigation thereof, and for the collection of tolls," passed March 28, 1840—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 19, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carran, Eggleston, Entrekin, Hartshorn, Horr, Hollingsworth, Jackson, Kirby of Hamilton, Kirby of Wyandot, Moore,

O'Hagan, Perkins, Pond, Saltzgaber, Sullivan, Van Cleaf, and Wilkins of Tuscarawas—19.

So the bill passed. The title was agreed to.

H. B. No. 950: To amend section 1 of an act entitled "an act to authorize the commissioners of Franklin county to build a bridge across the Scioto river, in said county, and to levy a tax for that purpose," passed March 30, 1880—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 18, nays 1, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carran, Eggleston, Hartshorn, Hitchcock, Horr, Hollingsworth, Kelly, Kirby of Wyandot, Moore, O'Hagan, Perkins, Pond, Saltzgaber, Sullivan, Van Cleaf, and Wilkins of Tuscarawas—18.

Mr. Entrekin voted in the negative.

So the bill, not having received a constitutional majority, was lost.

On motion of Mr. Van Cleaf, the vote by which said bill was lost was reconsidered, and the bill was ordered placed on the calendar for next Monday.

On motion of Mr. Eggleston, further third reading of bills was informally passed.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has refused to concur in the Senate amendments to

H. B. No. 809: To amend section 1284 of the Revised Statutes of Ohio.

Attest:

D. J. EDWARDS, *Clerk*.

Mr. Van Cleaf moved that the Senate insist on its amendments, and ask for a committee of conference.

Which was agreed to.

The following communication was received from the Governor:

STATE OF OHIO, EXECUTIVE DEPARTMENT,

COLUMBUS, *April 16, 1881.*

*To the Senate:*

I have the honor to nominate, and by and with the advice and consent of the Senate appoint, Lucius B. Wing, of Licking county, to be a Trustee of the Ohio State University, for the term of seven years, beginning May 13, 1881, vice Stephen Johnson, of Miami county, whose term will expire May 12, 1881.

Very respectfully,

CHARLES FOSTER, *Governor*.

Referred to committee on Academies and Colleges.

Saturday, April 16, 1881.

## MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has concurred in the passage of the following bill:

S. B. No. 418: To amend section 6964 of the Revised Statutes of Ohio.

With the following amendment, in which the concurrence of the Senate is requested:

In section 6964, line 7, strike out all of the line, and all of line 8 to the word "is," and insert in lieu thereof the following: "caught or killed during the time when the killing thereof."

Attest:

D. J. EDWARDS, *Clerk*.

The question being on concurring in said amendment, the yeas and nays were ordered, taken, and resulted—yeas 25, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carran, Eggleston, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Perkins, Pond, Richards, Saltzgaber, Sinks, Sullivan, Tyler, Van Cleaf, and Wilkins of Fulton—25.

So the Senate concurred in said amendment.

## MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The following bills have been introduced in the House of Representatives, and read the first time:

H. B. No. 993—Mr. Greene: To authorize the trustees of Silver Creek township, Greene county, Ohio, to transfer certain funds.

H. B. No. 994—Mr. Ward: To authorize the council of the incorporated village of McArthur, Vinton county, Ohio, to issue bonds to construct a town hall, and to levy a tax for the same

H. B. No. 995—Mr. Greiner: Providing for the payment of the salary and traveling expenses of the Assistant Mine Inspector for the fiscal year ending February 15, 1882.

H. B. No. 996—Mr. Scott of Jefferson: To authorize certain cities of the second class to build railroads, and to lease or operate the same.

H. B. No. 997—Mr. Koons: To authorize the city council of the city of Mt. Vernon, Knox county, to issue bonds for the purpose of providing said city with a system of public water works.

H. B. No. 998—Mr. Ferguson: To authorize the commissioners of Clermont county, Ohio, to levy a tax to the amount of certain judgments recovered against said county.

Attest:

D. J. EDWARDS, *Clerk*.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has passed the following bills, in which the concurrence of the Senate is requested:

H. B. No. 993—Mr. Greene: To authorize the trustees of Silver Creek township, Greene county, to transfer certain funds.

H. B. No. 822—Mr. Davis: To amend section 1692 of the Revised Statutes of Ohio.

H. B. No. 991—Mr. Letcher: To authorize certain townships to build railroads, and to lease or operate the same.

Attest:

D. J. EDWARDS, *Clerk*.

Said bills were read the first time.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives requests the return of  
S. B. No. 16: Authorizing the formation of partnership associations, in which the capital subscribed shall alone be responsible for the debts of the association, except under certain circumstances.

Attest:

D. J. EDWARDS, *Clerk*.

Mr. Van Cleaf moved that the request of the House be acceded to.  
Which was agreed to.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has concurred in the Senate amendments to the following bills:

H. B. No. 739: To amend sections 1941, 1945, 1946, and 1947 of the Revised Statutes of Ohio.

H. B. No. 671: To authorize the county commissioners of Ross county to levy a tax for the purpose of constructing, extending, or finishing free turnpikes.

Attest:

D. J. EDWARDS, *Clerk*.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has adopted the report of the committee of Conference, on matters of difference between the two Houses on

H. B. No. 267: To amend sections 4455, 4457, 4459, 4460, 4461, 4470, 4472,

Saturday, April 16, 1881.

4473, 4475, 4476, 4477, 4478, 4480, 4486, 4494, 4497, 4498, and to repeal section 4557 of the Revised Statutes of Ohio.

Attest:

D. J. EDWARDS, *Clerk*.

## MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has refused to concur in the passage of the following bill:

S. B. No. 414: To authorize certain townships to build railroads, and to lease or operate the same.

Attest:

D. J. EDWARDS, *Clerk*.

## MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has concurred in the passage of the following bills:

S. B. No. 403: Authorizing and empowering the council of the incorporated village of Shawnee, Perry county, Ohio, to purchase a lot and erect thereon suitable buildings for engine and hose carriage, and sinking cisterns.

S. B. No. 400: To amend section 2903 of the Revised Statutes of Ohio.

S. B. No. 462: To authorize the city of Warren, Trumbull county, Ohio, to borrow money for protection against fire.

Attest:

D. J. EDWARDS, *Clerk*.

Mr. Hollingsworth submitted the following report:

The joint committee on Enrollment have examined, and found correctly enrolled, the following bills:

S. B. No. 244: To amend section 2293 of the Revised Statutes of Ohio.

S. B. No. 288: To amend section 1 of an act entitled "an act to provide for the relief of disabled firemen in cities of the second grade of the first class," passed April 17, 1880.

S. B. No. 437: For the relief of W. C. Eakins, late treasurer of Green township, in Scioto county, Ohio.

S. B. No. 310: To authorize the county commissioners of Hamilton county to levy a tax for the opening, grading, and completing of an avenue known as Glenway West.

S. B. No. 378: To amend section 5134 of the Revised Statutes of Ohio.

S. B. No. 259: For the payment of vouchers of S. N. Field and Jacob Hildebrand.

S. B. No. 382: To amend section 2819 of the Revised Statutes of Ohio.

H. B. No. 901: To amend section 2689 of the Revised Statutes of Ohio, as amended March 27, 1880.

H. B. No. 803: To authorize the village of Logan, Hocking county, to issue bonds to purchase cemetery grounds.

H. B. No. 684: Supplementary to section 4209 of the Revised Statutes of Ohio.

H. B. No. 894: Supplementary to an act entitled "an act supplementary to an act entitled 'an act to provide for the appointment of trustees and disposition of moneys, property, and assets held in trust for building soldiers' monuments,'" and also, supplementary to an act entitled "an act supplementary to an act to provide for the appointment of trustees and disposition of moneys, property, and assets held in trust for building soldiers' monuments." (O. L., 68, 122; O. L., 72, 60; O. L. 74, 83).

S. B. No. 409: To amend section one of an act to provide compensation for members of county, city and State boards of equalization for the equalization of appraisement of real estate appraised in 1880, passed April 15, 1880, as amended March 11, 1881.

S. B. No. 438: To authorize certain townships to build railroads, and to lease or operate the same.

S. B. No. 445: To authorize the council of the incorporated village of Hanover, in the county of Columbiana, to issue bonds for town hall purposes.

S. B. No. 296: For the regulation of children's homes and industrial schools established under the general incorporation laws of the State, in counties containing a city of the first class and second grade, and to repeal an act supplementary to the act of 1876, for the establishment, support, and regulation of children's homes in the several counties and children's homes districts in the State, passed April 24, 1877, (O. L., vol. 74, p. 128).

S. B. No. 316: To authorize certain townships to build railroads, and to lease or operate the same.

H. B. No. 960: To authorize the trustees of Middleburg township, Cuyahoga county, Ohio, to levy a tax for the support of the poor, and to pay an existing indebtedness against said township, contracted for the support of its poor.

H. B. No. 941: To authorize the board of education of the city school district of Xenia city to transfer funds.

H. B. No. 836: To amend section 1481 of the Revised Statutes of Ohio.

H. B. No. 753: To amend section 1 of an act entitled "an act to regulate the distributions of any surplus funds that may remain in the treasury of the county of Scioto arising from the tax on dogs," passed March 30, 1880.

S. B. No. 423: To authorize cities of the second class, having a population of 8410, by the last Federal census, to erect buildings for manufacturing purposes.

S. B. No. 323: To authorize the trustees of certain townships, Van Wert county, State of Ohio, to levy taxes to improve the public highways in said townships, and for other purposes.

D. A. HOLLINGSWORTH,  
GEO. W. MOORE,  
JOHN F. LOCKE,  
JOHN HARDY,  
W. T. WALLACE,

L. M. STRONG,  
H. R. SMITH,  
C. R. HARMON,  
J. L. CORYELL,  
J. K. POLLARD.

## MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The Speaker of the House of Representatives has, in the presence of the House, signed the following bills:

S. B. No. 259: For the payment of vouchers of S. N. Field and Jacob Hildebrand.

S. B. No. 382: To amend section 2819 of the Revised Statutes of Ohio.

S. B. No. 409: To amend section 1 of an act to provide compensation for members of county, city, and State boards of equalization, for the equalization of appraisement of real estate appraised in 1880. (Passed April 15, 1880, as amended March 11, 1881.)

S. B. No. 438: To authorize certain townships to build railroads, and to lease or operate the same.

S. B. No. 310: To authorize the county commissioners of Hamilton county to levy a tax for the opening, grading, and completing of an avenue known as Glenway West.

S. B. No. 378: To amend section 5134 of the Revised Statutes of Ohio.

H. B. No. 960: To authorize the trustees of Middleburg township, Cuyahoga county, Ohio, to levy a tax for the support of the poor, and to pay an existing indebtedness against said township, contracted for the support of the poor.

H. B. No. 941: To authorize the board of education of the city school district of Xenia to transfer funds.

H. B. No. 836: To amend section 1481 of the Revised Statutes of Ohio.

H. B. No. 753: To amend section one of an act entitled "an act to regulate the distribution of any surplus that may remain in the treasury of the county of Scioto, arising from the tax on dogs," passed March 30, 1880.

S. B. No. 423: To authorize cities of the second class, having a population of 8,410, by the last federal census, to erect buildings for manufacturing purposes.

S. B. No. 323: To authorize the trustees of certain townships in Van Wert county, State of Ohio, to levy taxes to improve the public highways in said townships, and for other purposes.

H. B. No. 684: Supplemental to section 6965 of the Revised Statutes of Ohio.

H. B. No. 894: Supplementary to an act entitled "an act supplementary to an act entitled an act to provide for the apportionment of trustees and disposition of moneys, property, and assets, held in trust for building soldiers' monuments," and also supplementary to an act entitled "an an act supplementary to an act to provide for the apportionment of trustees and disposition of moneys, property, and assets held in trust for building soldiers' monuments." (Ohio Laws, volume 68, page 122, Ohio Laws, volume 72, page 60, Ohio Laws, volume 74, page 83).

H. B. No. 901: To amend section 2689 of the Revised Statutes of Ohio, as amended March 27, 1881.

H. B. No. 803: To authorize the village of Logan, Hocking county, to issue bonds to purchase cemetery grounds.



S. B. No. 244: To amend section 2293 of the Revised Statutes of Ohio.

S. B. No. 288: To amend section 1 of an act entitled "an act to provide for the relief of disabled firemen in cities of the second grade of the first class," passed April 17, 1880.

S. B. No. 437: For the relief of W. C. Eakins, late treasurer of Greene township, in Scioto county, Ohio.

S. B. No. 445: To authorize the council of the incorporated village of Hanover, in the county of Columbiana, to issue bonds for town hall purposes.

S. B. No. 296: For the regulation of children's homes and industrial schools, established under the general incorporation laws of the State, in counties containing a city of the first class and second grade, and to repeal an act supplementary to the act of 1876, for the establishment, support and regulation of children's homes, in the several counties and children's homes districts in this State, passed April 24, 1876. (Ohio Laws, volume 74, page 128.)

S. B. No. 316: To authorize certain townships to build railroads, and to lease or operate the same.

Attest:

D. J. EDWARDS, *Clerk*.

The President *pro tem.* of the Senate, in the presence of the Senate, signed said bills.

Mr. Pond submitted the following report:

The committee on Judiciary, to whom was referred H. B. No. 990: To change the time for holding the third term of the court of common pleas in the county of Mercer, for the year 1881—having had the same under consideration, report it back, and recommend its passage.

F. B. POND,  
D. A. HOLLINGSWORTH,  
G. M. SALTZGABER,

F. M. MARRIOTT,  
R. G. RICHARDS,  
LYMAN J. JACKSON.

Said bill was ordered to be read the third time Monday next.

Mr. Pond submitted the following report:

The committee on Judiciary, to whom was referred H. B. No. 525: To amend section 1267 of the Revised Statutes of Ohio—having had the same under consideration, report it back, and recommend its passage.

D. A. HOLLINGSWORTH,  
F. M. MARRIOTT,  
LYMAN J. JACKSON,

F. B. POND,  
R. G. RICHARDS.

Said bill was ordered to be read the third time Monday next.

Mr. Beer submitted the following report:

The committee on Finance, to whom was referred H. B. No. 676: To authorize the village of Orrville to issue bonds for the purpose of erecting a town hall—having had the same under consideration, report it

back, with following amendment, and recommend its passage when so amended :

In section 2, line 4, strike out the words, "a majority," and insert in lieu thereof the words "two-thirds of the ballots."

THOS. M. BEER,  
B. EGGLESTON,

C. S. PARKER,  
GEO. P. TYLER.

Said amendment was agreed to.

Said bill was ordered to be engrossed, and read the third time on next Monday.

Mr. Hitchcock submitted the following report :

The committee on Benevolent Institutions, to whom was referred H. B. No. 688: To amend sections 650 and 654 of the Revised Statutes of Ohio, with House amendments to Senate amendments thereof—having had the same under consideration, report it back and recommend that the Senate refuse to concur in said House amendments.

P. HITCHCOCK,  
R. A. HERR,  
J. L. MOUNTS,

JOHN A. WILKINS,  
GEO. P. TYLER,  
A. R. VAN CLEAF.

The question being on concurring in said House amendments, the yeas and nays were ordered, taken, and resulted—yeas 1, nays 15, as follows :

Mr. Kirby of Wyandot voted in the affirmative.

Those who voted in the negative were—

Messrs. Beer, Eggleston, Entrekin, Hartshorn, Hitchcock, Horr, Hollingsworth, Kelly, Moore, Pond, Richards, Saltzgaber, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—15.

The President *pro tem.* announced "no quorum voting," and directed the Clerk to call the roll of the Senate.

The roll was called, and the following Senators answered to their names :

Messrs. Atkinson, Beer, Carran, Eggleston, Entrekin, Hartshorn, Hitchcock, Horr, Hollingsworth, Kelly, Kirby of Wyandot, Marriott, Moore, O'Hagan, Pond, Richards, Saltzgaber, Strong, Sullivan, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—22.

On the question of concurring in House amendments to Senate amendments to H. B. No. 688, the yeas and nays were again, taken, and resulted—yeas 3, nays 18, as follows :

Those who voted in the affirmative were—

Messrs. Kirby of Wyandot, Saltzgaber, and Strong—3.

Those who voted in the negative were—

Messrs. Beer, Carran, Eggleston, Entrekin, Hartshorn, Hitchcock, Horr, Hollingsworth, Kelly, Marriott, Moore, O'Hagan, Pond, Richards, Sullivan, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—18.

So the Senate refused to concur in said amendments.

Mr. Beer submitted the following report :

The committee on Fish Culture and Game, to whom was referred S. B. No. 145: To amend section 6968 and repeal 6968a, 6968b, and 6968c of

the Revised Statutes of Ohio—having had the same under consideration, report it back, and recommend that the Senate do not concur in the House amendments.

THOS. M. BEER, JOHN A. WILKINS,  
H. E. O'HAGAN, R. A. HERR.

The question being on concurring in said amendments, the yeas and nays were ordered, taken, and resulted—yeas 13, nays 9, as follows :

Those who voted in the affirmative were—

Messrs. Carran, Eggleston, Entrekin, Hartshorn, Hitchcock, Horr, Hollingsworth, Kelly, Perkins, Pond, Saltzgaber, Strong, and Wilkins of Tuscarawas—13.

Those who voted in the negative were—

Messrs. Atkinson, Kirby of Wyandot, Marriott, Moore, O'Hagan, Richards, Sullivan, Van Cleef, and Wilkins of Fulton—9.

So the Senate refused to concur in said amendments.

Mr. Hitchcock submitted the following report :

The committee on Finance, to whom was referred H. B. No. 599: To amend section 2759 of the Revised Statutes of Ohio—having had the same under consideration, report it back with following amendments, and recommend its passage when so amended :

Before line 21 insert "9th."

After line 28 insert "that supplementary section 2759a be enacted as follows."

Amend the title by adding : "and to enact supplementary section 2759a to said statutes."

P. HITCHCOCK, THOS. M. BEER,  
B. EGGLESTON, B. WILKINS.

Said amendments were agreed to.

Said bill was ordered to be engrossed, and read the third time next Monday.

On motion of Mr. Hitchcock, the committee on Railroads, Turnpikes, and Telegraphs was discharged from further consideration of H. B. No. 635, and said bill was ordered placed on the calendar for next Monday.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

Mr. President :

The House of Representatives has concurred in the adoption of the following joint resolution :

S. J. R. No. 88: Fixing the time for *sine die* adjournment of the Sixty-fourth General Assembly.

With the following amendment, in which the concurrence of the Senate is requested :

Strike out "Monday, April 18th," and insert "Wednesday, April 20th."

Attest :

J. EDWARDS, Clerk.

Mr. Eggleston moved to lay said resolution on the table.

On which motion the yeas and nays were demanded, taken, and resulted—yeas 4, nays 17, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Eggleston, Moore, and Van Cleaf—4.

Those who voted in the negative were—

Messrs. Beer, Carran, Entrekin, Hartshorn, Hitchcock, Horr, Hollingsworth, Kelly, Kirby of Wyandot, Marriott, O'Hagan, Perkins, Pond, Richards, Saltzgaber, Strong, Wilkins of Fulton, and Wilkins of Tuscarawas—18.

So the motion was disagreed to.

The question then being on concurring in said amendment, the yeas and nays were ordered, taken, and resulted—yeas 18, nays 4, as follows:

Those who voted in the affirmative were—

Messrs. Beer, Carran, Entrekin, Hartshorn, Hitchcock, Horr, Hollingsworth, Kelly, Kirby of Wyandot, Marriott, O'Hagan, Perkins, Pond, Richards, Saltzgaber, Strong, Van Cleaf, and Wilkins of Tuscarawas—18.

Those who voted in the negative were—

Messes. Atkinson, Eggleston, Moore, and Sullivan—4.

So the Senate refused to concur in said amendment.

Mr. Marriott moved to reconsider the vote by which the Senate refused to concur in said amendment.

Which was agreed to.

Mr. Eggleston moved to lay the resolution on the table.

Which was disagreed to.

Mr. Hitchcock moved to refer said resolution to a select committee of one, with leave to report at any time.

Which was agreed to.

Mr. Hitchcock was appointed such committee.

Mr. Horr moved that the Senate adjourn.

On which motion the yeas and nays were demanded, taken and resulted—yeas 6, nays 13, as follows:

Those who voted in the affirmative were—

Messrs. Beer, Eggleston, Kirby of Wyandot, Saltzgaber, Sullivan, and Van Cleaf—6.

Those who voted in the negative were—

Messrs. Carran, Entrekin, Hartshorn, Hitchcock, Hollingsworth, Kelly, Moore, Perkins, Pond, Richards, Strong, Wilkins of Fulton, and Wilkins of Tuscarawas—13.

So the motion was disagreed to.

Mr. Hitchcock reported back S. J. R. No. 88.

The question being on concurring in House amendments to said resolution, the yeas and nays were demanded, taken, and resulted—yeas 20, nays 3, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carran, Entrekin, Hartshorn, Hitchcock, Horr, Hollingsworth, Kelly, Kirby of Wyandot, Marriott, O'Hagan, Perkins, Pond, Richards, Saltzgaber, Strong, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—20.

Those who voted in the negative were—

Messrs. Eggleston, Moore, and Sullivan—3.

So the amendment was concurred in.

On motion of Mr. Saltzgaber, the Senate adjourned.

Attest:

J. C. DONALDSON, *Clerk*.

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MONDAY, *April* 18, 1881—10 O'CLOCK A.M.

The Senate met pursuant to adjournment.

Prayer by Rev. W. E. Moore.

The Journal was read and approved.

Bills were read the second time, and referred as follows:

S. B. No. 464: To authorize certain incorporated villages to construct machine shops, and to issue bonds therefor.

Informally passed.

S. B. No. 465: To authorize the village council of the incorporated village of Roseville, Muskingum county, to issue bonds and levy tax for the payment thereof, and to purchase site and build town-hall and offices for municipal purposes.

To committee on Municipal Corporations.

H. B. No. 993: To authorize the trustees of Silver Creek township, Greene county, to transfer certain funds.

To select committee of one—Mr. Creamer.

H. B. No. 991: To authorize certain townships to build railroads, and to lease or operate the same.

To committee on Railroads, Turnpikes, and Telegraphs.

H. B. No. 822: To amend section 1692 of the Revised Statutes of Ohio.

To committee on Municipal Corporations.

Mr. Wilkins of Tuscarawas moved to take up H. B. No. 968: For the relief of Philip Endlich.

Which was agreed to.

Said bill was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 19, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Creamer, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Hollingsworth, Ke'ly, Kirby of Wyandot, Marriott, Moore, Perkins, Pollard, Pond, Richards, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—19.

So the bill passed. The title was agreed to.

H. B. No. 515: Authorizing the commissioners of Jefferson county to assist in the construction of a culvert therein named—was read the third time

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 20, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Carran, Creamer, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Hollingsworth, Kelly, Kirby of Wyandot, Marriott, Moore, Perkins, Pollard, Pond, Richards, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—20.

So the bill passed. The title was agreed to.

H. B. No. 989: To authorize the transfer of certain funds by the trustees of Perry township, Columbiana county, Ohio—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 20, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Carran, Creamer, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Hollingsworth, Kelly, Kirby of Wyandot, Marriott, Moore, Perkins, Pollard, Pond, Richards, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—20.

So the bill passed. The title was agreed to.

H. B. No. 979: To authorize the village of London, in Madison county, to transfer certain funds—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 21, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Carran, Creamer, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Hollingsworth, Jackson, Kelly, Kirby of Wyandot, Marriott, Moore, Perkins, Pollard, Pond, Richards, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—21.

So the bill passed. The title was agreed to.

H. B. No. 985: To authorize the town council of the village of Waverly to transfer certain funds—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 20, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Carran, Creamer, Eggleston, Entrekin, Harper, Hartshorn, Hollingsworth, Jackson, Kelly, Kirby of Wyandot, Marriott, Moore, Perkins, Pollard, Pond, Richards, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—20.

So the bill passed. The title was agreed to.

H. B. No. 815: Authorizing the board of equalization of Lucas county, and the auditor of said county, to make certain corrections upon the delinquent tax duplicate of said county—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 20, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Creamer, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Hollingsworth, Jackson, Kelly, Kirby of Wyandot, Marriott, Moore, Perkins, Pollard, Pond, Richards, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—20.

So the bill passed. The title was agreed to.

S. B. No. 452: To authorize the incorporated village of Athens to transfer certain funds therein named—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 19, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Creamer, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock,

Hollingsworth, Jackson, Kelly, Kirby of Wyandot, Marriott, Moore, Perkins, Pollard, Pond, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—19.

So the bill passed. The title was agreed to.

H. B. No. 944: Authorizing the commissioners of Scioto county to build certain free turnpikes—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 21, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Carran, Creamer, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Hollingsworth, Jackson, Kirby of Wyandot, Marriott, Moore, Perkins, Pollard, Pond, Pringle, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—21.

So the bill passed. The title was agreed to.

H. B. No. 974: To authorize the trustees of Oxford township, Tuscarawas county, to sell certain railroad stock and appropriate the proceeds to the construction of a town hall in the village of Newcomerstown in said township, and to repeal and act therein named—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 21, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Carran, Creamer, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Hollingsworth, Jackson, Kelly, Kirby of Wyandot, Marriott, Moore, Perkins, Pollard, Pond, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—21.

So the bill passed. The title was agreed to.

Mr. Eggleston submitted the following report:

The select committee of three, to whom was referred H. B. No. 919: For the relief of John Curtis, John Reid, and the legal representatives of Geo. Brown & Co.—having had the same under consideration, report it back and recommends its passage.

B. EGGLESTON,  
JOSHUA KIRBY.

Said bill was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 20, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Carran, Creamer, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Hollingsworth, Jackson, Kelly, Kirby of Wyandot, Marriott, Moore, Perkins, Pollard, Pond, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—20.

So the bill passed. The title was agreed to.

H. B. No. 990: To change the time for holding the third term of the court of common pleas in the county of Mercer for the year 1881—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 19, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Carran, Creamer, Eggleston, Harper, Hartshorn, Hitchcock, Hollingsworth, Kelly, Kirby of Wyandot, Marriott, Moore, Perkins, Pond,

Richards, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—19.

So the bill passed. The title was agreed to.

H. J. R. No. 123: Relative to the loan of guns and accoutrements of the O. N. G.—was taken up.

Mr. Hitchcock moved to amend by adding "provided that such authorization shall not be construed to release said officers from responsibility under their bonds."

Which was agreed to.

The question then being on the adoption of the resolution, the yeas and nays were ordered, taken, and resulted—yeas 19, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Carran, Creamer, Eggleston, Harper, Hartshorn, Hitchcock, Hollingsworth, Jackson, Kelly, Kirby of Wyandot, Moore, Perkins, Pond, Richards, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—19.

So the resolution was adopted.

H. J. R. No. 128: Relative to printing for Ohio State Board of Agriculture—was taken up.

The question being on the adoption of said resolution, the yeas and nays were ordered, taken, and resulted—yeas 19, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Carran, Creamer, Eggleston, Harper, Hartshorn, Hitchcock, Hollingsworth, Jackson, Kelly, Kirby of Wyandot, Moore, Perkins, Pond, Richards, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—19.

So the resolution was adopted.

H. B. No. 846: To amend section 2503 of the Revised Statutes of Ohio—was read the third time.

The question then being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 20, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Carlisle, Carran, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Jackson, Kelly, Kirby of Wyandot, Marriott, Moore, Perkins, Pond, Richards, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—20.

So the bill passed. The title was agreed to.

Mr. Van Cleaf submitted the following report:

The committee on Revision have examined, and found correctly engrossed, Re engrossed H. B. Nos. 676 and 599.

A. R. VAN CLEAF,  
F. M. MARRIOTT,  
A. R. CREAMER.

H. B. No. 842: To authorize the payment of advertised fees, or costs, debts or damages, in Guernsey county—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 20, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Carran, Creamer, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Hollingsworth, Jackson, Kelly, Kirby of Wyandot, Marriott,



Moore, Perkins, Pond, Richards, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—20.

So the bill passed. The title was agreed to.

H. B. No. 676: To authorize the village of Orrville to issue bonds for the purpose of erecting a town hall—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 22, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Carlisle, Carran, Creamer, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Hollingsworth, Jackson, Kelly, Kirby of Wyandot, Marriott, Moore, Perkins, Pond, Richards, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—22.

So the bill passed. The title was agreed to.

H. B. No. 900: To amend section 761 of the Revised Statutes of Ohio, passed April 17, 1880—was read the third time.

Mr. Hitchcock moved to refer said bill (H. B. No. 900) to a select committee of one, with instructions to amend as follows:

Strike out of lines 8 and 9 "provided that any person or persons so transferred."

Also, from line 11, strike out "provided that."

Which was agreed to.

The President *pro tem.* appointed Mr. Hitchcock such committee, who reported the bill back amended as instructed.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 23, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Carlisle, Carran, Creamer, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Hollingsworth, Jackson, Kelly, Kirby of Wyandot, Marriott, Moore, Perkins, Pollard, Pond, Richards, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—23.

So the bill passed. The title was agreed to.

H. B. No. 474: Supplementary to section 7090 of the Revised Statutes of Ohio—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 20, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Carran, Creamer, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Hollingsworth, Jackson, Kelly, Kirby of Wyandot, Marriott, Perkins, Pollard, Pond, Richards, Sullivan, Tyler, Wilkins of Fulton, and Wilkins of Tuscarawas—20.

So the bill passed. The title was agreed to.

The following communication was read at the Clerk's desk:

HON. R. G. RICHARDS, *President pro tem. of the Senate*:

SIR: The business of the Senate has advanced to such a stage that the clerical work can not be performed by the present force of clerks. I therefore ask for five additional clerks.

Very respectfully,

J. C. DONALDSON, *Clerk*.

Mr. Pond offered the following resolution :

S. R. No. 92 : *Resolved*, That the Clerk of the Senate be authorized to appoint five additional clerks for the remainder of this session, and that they be allowed the same compensation, for the time employed, as other officers of the Senate receive, and that the President of the Senate is hereby authorized to certify in their favor for the same.

The question being on the adoption of the resolution, the yeas and nays were ordered, taken, and resulted—yeas 20, nays none, as follows :

Those who voted in the affirmative were—

Messrs. Carlisle, Carran, Creamer, Eggleston, Harper, Hartshorn, Hollingsworth, Jackson, Kelly, Kirby of Wyandot, Marriott, Moore, Pollard, Pond, Richards, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—20.

So the resolution was adopted.

Mr. Carran submitted the following report :

The committee on Corporations other than Municipal, to whom was referred H. B. No. 987 : To divide Ward township, Hocking county, into two election precincts—having had the same under consideration, report it back and recommend its passage.

THOS. J. CARRAN,  
R. A. HERR,

G. M. SALTZGABER,  
H. B. PERKINS.

Said bill was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 22, nays none, as follows :

Those who voted in the affirmative were—

Messrs. Carlisle, Carran, Creamer, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Hollingsworth, Jackson, Kelly, Kirby of Wyandot, Marriott, Moore, Pollard, Pond, Richards, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—22.

So the bill passed. The title was agreed to

Mr. Hartshorn submitted the following report :

The committee on Universities, Colleges, and Academies, to whom was referred the communication from the Governor, appointing Lucius B. Wing, of Licking county, Trustee of the Ohio State University, for the term of seven years, beginning May 13, 1881, vice Stephen Johnson, of Miami county, whose term will expire May 12, 1881—having had the same under consideration, report it back, and recommend that the Senate do advise and consent to said appointment.

E. N. HARTSHORN,  
L. HARPER,

A. R. CREAMER,  
M. H. KIRBY.

The question being on advising and consenting to said appointment, the yeas and nays were ordered, taken, and resulted—yeas 21, nays none, as follows :

Those who voted in the affirmative were—

Messrs. Carlisle, Carran, Creamer, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Hollingsworth, Jackson, Kelly, Kirby of Wyandot, Moore, Pollard, Pond, Richards, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—21.

So the Senate advised and consented to said appointment.

On motion of Mr. Van Cleaf, the Senate took a recess until 2 o'clock p.m.

TWO O'CLOCK P.M.

Mr. Creamer moved to reconsider the vote by which H. B. No. 945 was passed.

Which was agreed to.

Mr. Creamer moved that a message be sent to the House requesting the return of said bill.

Which was agreed to.

Mr. Van Cleaf demanded a call of the Senate.

A call was had, and the following Senators answered to their names:

Messrs Carlisle, Carran, Creamer, Eggleston, Entekin, Fleischmann, Harper, Hartshorn, Hollingsworth, Jackson, Kelly, Kirby of Wyandot, Marriott, Moore, Mounts, Perkins, Pond, Richards, Sinks, Van Cleaf, and Wilkins of Tuscarawas—21.

The President *pro tem* directed the Sergeant-at-Arms to dispatch his messengers for absentees.

Mr. Hitchcock appeared within the bar of the Senate and answered to his name.

Mr. Eggleston moved that further proceedings under the call be dispensed with.

Which was disagreed to.

Mr. Pringle appeared within the bar of the Senate and answered to his name.

Mr. Wilkins of Tuscarawas moved that further proceedings under the call be dispensed with.

Which was disagreed to.

Mr. Kirby of Hamilton appeared within the bar of the Senate and answered to his name.

Mr. Eggleston moved to dispense with further proceedings under the call.

Which was agreed to.

Mr. Pond moved to take up the order of business of reports of standing committees

Which was agreed to.

Mr. Eggleston submitted the following report:

The committee on Municipal Corporations, to whom was referred H. B. No. 822: To amend section 1692 of the Revised Statutes of Ohio—having had the same under consideration, report it back and recommend its passage.

B. EGGLESTON,  
P. HITCHCOCK,

A. R. VAN CLEAF,  
THOMAS J. CARRAN.

Said bill was ordered to be read the third time to-morrow.

Mr. Eggleston submitted the following report:

The committee on Municipal Corporations, to whom was referred S. B. No. 308: To authorize the issue of bonds to supply certain deficiencies in cities of the first grade of the first class, and for other purposes—having had the same under consideration, report it back with following amendment, and recommend its passage when so amended:

In line —, section 4, strike out the word "shall" and insert the words "may at their discretion."

B. EGGLESTON,  
THOS. J. CARRAN,

A. R. VAN CLEAF,  
CHAS. FLEISCHMANN.

Said bill was read the third time.

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The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 24, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Carlisle, Carran, Creamer, Eggleston, Entrekin, Fleischmann, Harper, Hartshorn, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, Perkins, Pond, Pringle, Richards, Sinks, Sullivan, and Van Cleaf—24.

So the bill passed. The title was agreed to.

Mr. Van Cleaf submitted the following report:

The committee on Municipal Corporations, to whom was referred S. B. No. 465: To authorize the village council of the incorporated village of Roseville, Muskingum county, Ohio, to issue bonds and levy taxes for municipal purposes—having had the same under consideration, report it back and recommend its passage.

B. EGGLESTON,  
P. HITCHCOCK,

THOMAS J. CARRAN,  
A. R. VAN CLEAF.

Said bill was ordered to be engrossed, and read the the third time to-morrow.

Mr. Carlisle submitted the following report:

The committee on Railroads, Turnpikes, and Telegraphs, to whom was referred H. B. No. 975: To authorize the trustees of certain townships in Coshocton county, State of Ohio, to levy taxes to improve the public highways in said townships—having had the same under consideration, report it back and recommend its passage.

D. A. HOLLINGSWORTH,  
GEO. P. TYLER,

CHAS. FLEISCHMANN,  
B. W. CARLISLE.

Said bill was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 24, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Carlisle, Carran, Creamer, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Kelly, Kirby of Wyandot, Marriott, Moore, Mounts, Perkins, Pond, Pringle, Richards, Sinks, Sullivan, Tyler, Van Cleaf, and Wilkins of Tuscarawas—24.

So the bill passed. The title was agreed to.

Mr. Entrekin submitted the following report:

The committee on Soldiers' and Sailors' Orphans' Home and School for Imbecile Youth, to whom was referred H. B. No. 986: To amend section 695 of the Revised Statutes of Ohio—having had the same under consideration, report it back, and recommend its passage.

J. C. ENTREKIN,  
R. A. HORE,  
P. HITCHCOCK,

E. N. HARTSHORN,  
THOS. J. CARRAN,  
A. R. CREAMER.

Said bill was ordered to be read the third time to-morrow.

Mr. Entrekin submitted the following report:

The committee on Fees and Salaries, to whom was referred H. B. No. 494: To amend sections 1176, 1177, 1178, 1179, 1180, 1190, 1191, and

1196 of the Revised Statutes of Ohio—having had the same under consideration, report it back and recommend its passage.

JOHN F. SINKS,	J. L. MOUNTS,
F. B. POND,	B. WILKINS.
J. C. ENTREKIN,	

Said bill was ordered to be read the third time to-morrow.

Mr. Sullivan submitted the following report:

The committee on Penitentiary, to whom was referred S. B. No. 327: To amend section 7041 of the Revised Statutes of Ohio—having had the same under consideration, report it back and recommend its indefinite postponement.

J. J. SULLIVAN,	R. A. HERR,
H. B. PERKINS,	JOSIAH KIRBY.

Said bill was indefinitely postponed.

Mr. Van Cleaf submitted the following report:

The select committee of one, to whom was referred S. B. No. 391: To amend section 3906 of the Revised Statutes of Ohio—having had the same under consideration, report it back and recommend its indefinite postponement.

A. R. VAN CLEAF.

Said bill was indefinitely postponed.

Mr. Carlisle submitted the following report:

The committee on Agriculture, to whom was referred H. B. No. 977: To authorize the Mutual Protection Association of the Patrons of Husbandry to move their office—having had the same under consideration, report it back and recommend its passage.

B. W. CARLISLE,	M. H. KIRBY,
P. HITCHCOCK,	CHAS. FLEISCHMANN.

Said bill was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 17, nays 5, as follows:

Those who voted in the affirmative were—

Messrs. Carlisle, Carran, Creamer, Eggleston, Fleischmann, Harper, Hartshorn, Hitchcock, Kirby of Hamilton, Kirby of Wyandot, Moore, Mounts, Perkins, Sinks, Tyler, Van Cleaf, and Wilkins of Tuscarawas—17.

Those who voted in the negative were—

Messrs. Horr, Hollingsworth, Marriott, Pond, and Richards—5.

So the bill, having failed to receive a constitutional majority, was lost.

Mr. Creamer submitted the following report:

The select committee of one, to whom was referred H. B. No. 993: To authorize the trustees of Silver Creek township, Greene county, to transfer certain funds—having had the same under consideration, report it back and recommend its passage.

A. R. CREAMER.

Said bill was ordered to be read the third time to-morrow.

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## MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives insists upon its amendments to Senate amendments to

H. B. No. 971: Making appropriations for the payment of the salaries and mileage of the General Assembly, per diem of the Clerks, Sergeants-at-Arms, and employes.

And asks for a committee of Conference on matters of difference between the two Houses.

Attest:

D. J. EDWARDS, *Clerk*.

Mr. Hitchcock moved that the request of the House be granted.  
Which was agreed to.

## MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has passed the following bills, in which the concurrence of the Senate is requested:

H. B. No. 978—Mr. Coryell: To authorize the commissioners of Adams county to transfer funds arising from tax on dogs to poor funds in said county.

H. B. No. 940—Mr. Stryker: To amend section 3 of "an act to provide for the erection of bridges over Mill creek, and the Cincinnati, Hamilton, and Dayton Railroad, in Hamilton county," passed April 6, 1880 (Ohio Laws, vol. 77, p. 369).

H. B. No. 915—Mr. McCullough: To amend section 5761 of the Revised Statutes of Ohio.

H. B. No. 998—Mr. Ferguson: To authorize the commissioners of Clermont county, Ohio, to levy a tax to the amount of certain judgments recovered against said county.

H. B. No. 634—Mr. Heart: To authorize the commissioners of Hamilton county to build a road from the corporate limits of Cincinnati to intersect the Colerain pike at Mt. Airy.

Sub. for H. B. No. 962—Mr. Covert: Supplementary to chapter 3, title 1, division 1, part 2, of the Revised Statutes of Ohio.

H. B. No. 912—Mr. Ray: Amendatory of section 2061 of the Revised Statutes of Ohio.

H. B. No. 982—Mr. Marsh: To authorize certain townships to build railroads, and to lease or operate the same.

Attest:

D. J. EDWARDS, *Clerk*.

Said bills were read the first time.

## MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has concurred in the Senate amendments to

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H. B. No. 676: To authorize the village of Orrville to issue bonds for the purpose of erecting a town hall.

H. J. R. No. 123: Relative to the loan of guns and accoutrements of the O. N. G.

H. B. No. 900: To amend section 761 of the Revised Statutes of Ohio.

Attest:

D. J. EDWARDS, *Clerk.*

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has concurred in the passage of the following bills:

S. B. No. 421: To create two election precincts in Brown township, Vinton county, Ohio.

S. B. No. 452: To authorize the incorporated village of Athens to transfer certain funds therein named.

S. B. No. 458: To authorize certain townships to build railroads, and to lease or operate the same.

S. B. No. 459: To authorize certain townships to build railroads, and to lease or operate the same.

S. B. No. 460: To authorize certain townships to build railroads, and to lease or operate the same.

S. B. No. 461: To authorize certain townships to build railroads, and to lease or operate the same.

S. B. No. 455: To authorize certain townships to build railroads, and to lease or operate the same.

S. B. No. 456: To authorize certain townships to build railroads, and to lease or operate the same.

S. B. No. 388: To authorize the issue of bonds to supply certain deficiencies in cities of the first grade of the first class, and for other purposes.

S. B. No. 265: To provide for the examination and payment of certain military claims, and making an appropriation therefor.

S. B. No. 457: To authorize certain townships to build railroads, and to lease or operate the same.

S. B. No. 454: To authorize certain townships to build railroads, and to lease or operate the same.

Attest:

D. J. EDWARDS, *Clerk.*

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has indefinitely postponed the following bill:

S. B. No. 264: To amend section 2004 of the Revised Statutes of Ohio.

Attest:

D. J. EDWARDS, *Clerk.*

Monday, April 18, 1881.

## MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has appointed Messrs. Dempsey, Wilson, and Wolf as a committee of Conference, on the part of the House, on matters of difference between the two Houses on

H. B. No. 809: To amend section 1284 of the Revised Statutes of Ohio.

Attest:

D. J. EDWARDS, *Clerk.*

The President *pro tem.* appointed on such committee on the part of the Senate, Messrs. Mounts, Van Cleaf, and Fleischmann.

## MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives insists upon its amendments to Senate amendments to the following bill:

Amended H. B. No. 688: To amend sections 650 and 654 of the Revised Statutes of Ohio.

And asks for a committee of Conference on matters of difference between the two Houses.

Attest:

D. J. EDWARDS, *Clerk.*

Mr. Hitchcock moved that the request of the House be granted.

Which was agreed to.

The President *pro tem.* appointed on such committee, on the part of the Senate, Messrs. Hitchcock, Entrekin, and Jackson.

## MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives requests the return of

S. B. No. 414: To authorize certain townships to build railroads, and to lease or operate the same.

Attest:

D. J. EDWARDS, *Clerk.*

Mr. Saltzgaber moved that the request of the House be acceded to.

Which was agreed to.

## MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives insists upon its amendments to

S. B. No. 145: To prohibit the catching of brook trout and salmon except by angling.

And asks for a committee of Conference.

Attest:

D. J. EDWARDS, *Clerk.*

Mr. Carran moved that the request of the House be acceded to.

Which was agreed to.



MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has appointed as a committee of Conference on matters of difference between the two Houses, on the part of the House, on

S. B. No. 145: To prohibit the catching of brook trout and salmon, except by angling.

Messrs. Clement, Thorp, and Ellis.

Attest:

D. J. EDWARDS, *Clerk*.

On motion of Mr. Van Cleaf, H. B. No. 950 was taken up.

The question being "Shall the bill pass" the yeas and nays were ordered, taken, and resulted—yeas 26, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Carlisle, Carran, Creamer, Eggleston, Entrekin, Fleischmann, Harper, Hartshorn, Hitchcock, Horr, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, Perkins, Pond, Pringle, Sinks, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—26.

So the bill passed. The title was agreed to.

H. B. No. 545: To amend section 4800 of the Revised Statutes of Ohio—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 23, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Carlisle, Carran, Creamer, Eggleston, Entrekin, Fleischmann, Harper, Hartshorn, Horr, Jackson, Kirby of Hamilton, Kirby of Wyandot, Moore, Mounts, Perkins, Pond, Pringle, Sinks, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—23.

So the bill passed. The title was agreed to.

Mr. Kelly offered the following resolution, which was referred to the committee on Printing:

S. R. No. 93: WHEREAS, The Sergeant-at-Arms of the Senate is required by law to receipt for all the Statutes and other books used by the members of the Senate, and is held responsible for their return to the Secretary of State; therefore,

*Be it resolved by the Senate,* That the members are allowed to retain, for their own use, the Statutes and other books furnished by the Sergeant-at-Arms, and that he be and is hereby released from any legal liability incurred by reason of the removal of said Statutes and other books receipted for by him as such officer of the Senate.

On motion of Mr. Marriott, H. B. No. 928 was taken from the table.

Said bill was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 26, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Carlisle, Carran, Creamer, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, Perkins, Pond, Pringle, Richards, Sinks, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—26.

So the bill passed. The title was agreed to.

Mr. Kirby of Wyandot moved that the committee on Soldiers' and Sailors' Orphans' Home and School for Imbecile Youth be discharged from further consideration of H. J. R. No. 95.

Which was agreed to.

Mr. Entrekin moved to amend said resolution as follows:

Strike out the words "and required."

Which was agreed to.

The question then being on adopting the resolution, the yeas and nays were ordered, taken, and resulted—yeas 18, nays 6, as follows:

Those who voted in the affirmative were—

Messrs. Carlisle, Carran, Creamer, Eggleston, Entrekin, Harper, Hartshorn, Hollingsworth, Kirby of Hamilton, Kirby of Wyandot, Moore, Mounts, Richards, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—18.

Those who voted in the negative were—

Messrs. Hitchcock, Horr, Perkins, Pond, Pringle, and Sinks—6.

So the resolution, not having received a constitutional majority, failed of adoption.

The President *pro tem.* appointed, on the part of the Senate, on the committee of Conference, on matters of difference between the two Houses on S. B. No. 145, Messrs. Carran, Hitchcock, and Harper.

On motion of Mr. Eggleston, H. J. R. No. 112 was taken from the table.

Mr. Eggleston moved to amend said resolution as follows:

Insert after the word "Lockland," in line 9, "a triangular lot, containing about one-twentieth of an acre, near the Miami stock yards, in the city of Cincinnati."

Which was agreed to.

The question then being on adopting the resolution, the yeas and nays were ordered, taken, and resulted—yeas 20, nays 2, as follows:

Those who voted in the affirmative were—

Messrs. Carlisle, Carran, Creamer, Eggleston, Entrekin, Fleischmann, Harper, Hartshorn, Horr, Hollingsworth, Kirby of Hamilton, Kirby of Wyandot, Moore, Mounts, Richards, Sinks, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—20.

Those who voted in the negative were—

Messrs. Perkins and Pond—2.

So the resolution was adopted.

H. B. No. 665: To amend section 3240 of the Revised Statutes—was read the third time.

Mr. Eggleston moved to refer said bill (H. B. No. 665) to a select committee of one, with instructions to amend as follows:

After the word "corporation," in line 6, insert the following: "except the organizations of Independent Order of Odd Fellows, F. and A. Masons, Knights of Pythias, and Knights of Honor, which may elect not less than three trustees."

Which was agreed to.

The President *pro tem.* appointed Mr. Eggleston such committee, who reported the bill back amended as instructed.

Mr. Eggleston moved to refer said bill (H. B. No. 665) to a select committee of one, with instructions to amend as follows:

In line 6 strike out the word "three" and "five."

Which was agreed to.

The President *pro tem.* appointed Mr. Eggleston such committee, who reported the bill back amended as instructed.

The question then being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 21, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Carlisle, Carran, Eggleston, Entrekin, Fleischmann, Harper, Hollingsworth, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, Pond, Pringle, Richards, Sinks, Sullivan, Tyler, Wilkins of Fulton, and Wilkins of Tuscarawas—21.

So the bill passed. The title was agreed to.

H. B. No. 352: To authorize the Board of Public Works to build a culvert—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 18, nays 5, as follows:

Those who voted in the affirmative were—

Messrs. Carlisle, Carran, Eggleston, Entrekin, Fleischmann, Harper, Hartshorn, Jackson, Kirby of Wyandot, Marriott, Moore, Mounts, Saltgaber, Sinks, Sullivan, Tyler, Van Cleaf, and Wilkins of Fulton—18.

Those who voted in the negative were—

Messrs. Hitchcock, Hollingsworth, Pond, Pringle, and Richards—5.

So the bill, having failed to receive a constitutional majority, was lost.

H. B. No. 348: To amend section 7669 of the Revised Statutes of Ohio—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 21, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Carran, Creamer, Eggleston, Fleischmann, Harper, Hartshorn, Hitchcock, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, Pond, Pringle, Sullivan, Tyler, Wilkins of Fulton, and Wilkins of Tuscarawas—21.

So the bill passed. The title was agreed to.

On motion of Mr. O'Hagan, the third reading of S. B. No. 300: To amend sections 1260, 1261, 1262, and 1263 of the Revised Statutes—was informally passed.

S. B. No. 635: To amend section 3324 of the Revised Statutes of Ohio—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 18, nays 1, as follows:

Those who voted in the affirmative were—

Messrs. Carlisle, Carran, Creamer, Eggleston, Harper, Hartshorn, Hitchcock, Hollingsworth, Kelly, Kirby of Hamilton, Moore, Mounts, Pringle, Sinks, Tyler, Van Cleaf, Wilkins of Fulton and Wilkins of Tuscarawas—18.

Mr. Pond voted in the negative.

So the bill, having failed to receive a constitutional majority, was lost.

On motion of Mr. Hitchcock, the vote by which said bill was lost was reconsidered, and the bill referred to a select committee of one, Mr. Hitchcock, with leave to report at any time.

Mr. Carran demanded a call of the Senate.

A call was had, and the following Senators answered to their names:

Messrs. Carlisle, Carran, Creamer, Eggleston, Entrekin, Fleischmann, Harper, Hartshorn, Hitchcock, Hollingsworth, Jackson, Kelly, Kirby of

Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Perkins, Pond, Pringle, Sinks, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—27.

The President *pro tem.* directed the Sergeant-at-Arms to close the doors of the Senate and dispatch messengers for absentees.

Mr. Saltzgaber appeared within the bar of the Senate and answered to his name.

On motion of Mr. Carlisle, further proceedings under the call were dispensed with.

On motion of Mr. Hartshorn, further consideration of H. J. R. No. 99 was informally passed.

H. B. No. 599: To amend section 2759 of the Revised Statutes of Ohio—was read the third time.

Mr. Creamer moved to refer said bill (H. B. No. 599) to a select committee of one, with instructions to amend as follows:

Insert after the word "deposits," in line 15, the words "not loaned." Which was agreed to.

The President *pro tem.* appointed Mr. Creamer such committee, who reported the bill back amended as instructed.

The question then being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 23, nays 2, as follows:

Those who voted in the affirmative were—

Messrs. Carlisle, Carran, Creamer, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Hollingsworth, Jackson, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, Perkins, Pond, Pringle, Saltzgaber, Sinks, Tyler, Van Cleaf, and Wilkins of Tuscarawas—23.

Those who voted in the negative were—

Messrs. Horr and Kelly—2.

So the bill passed. The title was agreed to.

Mr. Carran moved that the constitutional rule requiring bills to be read on three different days be dispensed with, that H. B. No. 962 may be read the second time by its title.

On which motion the yeas and nays were taken, and resulted—yeas 28, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Carlisle, Carran, Creamer, Eggleston, Entrekin, Fleischmann, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Perkins, Pollard, Pond, Pringle, Saltzgaber, Sinks, Tyler, Van Cleaf, and Wilkins of Tuscarawas—28.

So the motion was agreed to, and said bill was read the second time by its title.

Mr. Carran moved that the constitutional rule requiring bills to be read on three different days be dispensed with, that H. B. No. 962 may be read the third time.

On which motion the yeas and nays were taken, and resulted—yeas 28, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Carlisle, Carran, Creamer, Eggleston, Entrekin, Fleischmann, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts,

O'Hagan, Perkins, Pollard, Pond, Pringle, Saltzgaber, Sinks, Tyler, Van Cleaf, and Wilkins of Tuscarawas—28.

So the motion was agreed to, and said bill was read the third time.

Mr. Van Cleaf moved to refer said bill to the committee on Benevolent Institutions.

Which was agreed to.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has passed the following bill, in which the concurrence of the Senate is requested :

H. B. No. 997—Mr. Koons: To authorize the city council of the city of Mt. Vernon, Knox county, to issue bonds for the purpose of providing said city with a system of public water works.

Attest :

D. J. EDWARDS, *Clerk*.

Said bill was read the first time.

Mr. Harper moved that the constitutional rule requiring bills to be read on three different days be dispensed with, that H. B. No. 997 may be read the second time by its title.

On which motion the yeas and nays were taken, and resulted—yeas 28, nays none, as follows :

Those who voted in the affirmative were—

Messrs. Carlisle, Carran, Creamer, Eggleston, Entrekin, Harper, Hartshorn, Horr, Hollingsworth, Jackson, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Perkins, Pollard, Pond, Pringle, Richards, Saltzgaber, Sinks, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—28.

So the motion was agreed to, and said bill was read the second time by its title.

Mr. Harper moved that the constitutional rule requiring bills to be read on three different days be dispensed with, that H. B. No. 997 may be read the third time.

On which motion the yeas and nays were taken, and resulted—yeas 28, nays none, as follows :

Those who voted in the affirmative were—

Messrs. Carlisle, Carran, Creamer, Eggleston, Entrekin, Harper, Hartshorn, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Perkins, Pond, Pringle, Richards, Saltzgaber, Sinks, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—28.

So the motion was agreed to, and the bill was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 27, nays none, as follows :

Those who voted in the affirmative were—

Messrs. Carlisle, Eggleston, Entrekin, Harper, Hartshorn, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Perkins, Pollard, Pond, Pringle,

Richards, Saltzgaber Sinks, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—27.

So the bill passed. The title was agreed to.

Mr. Jackson moved to reconsider the vote by which S. B. No. 465 was ordered to be read the third time to-morrow.

Which was agreed to.

Mr. Jackson moved that the constitutional rule requiring bills to be read on three different days be dispensed with, that S. B. No. 465 may be read the third time.

On which motion the yeas and nays were taken, and resulted—yeas 28, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Carlisle, Creamer, Eggleston, Entrekin, Fleischmann, Harper, Hartshorn, Hitchcock, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Perkins, Pollard, Pond, Pringle, Richards, Saltzgaber, Sinks, Sullivan, Tyler, Van Cleaf, and Wilkins of Tuscarawas—28.

So the motion was agreed to, and the bill was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 24, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Carlisle, Creamer, Eggleston, Entrekin, Harper, Hartshorn, Hollingsworth, Jackson, Kelly, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Perkins, Pollard, Pond, Pringle, Richards, Saltzgaber, Sinks, Tyler, Van Cleaf, and Wilkins of Tuscarawas—24.

So the bill passed. The title was agreed to.

Mr. Pond, on leave, introduced the following bill, which was read the first time:

S. B. No. 466: To enable the village of Malta, Morgan county, Ohio, to annex itself to the village of McConnelsville, in said county.

Mr. Pond moved that the constitutional rule requiring bills to be read on three different days be dispensed with, that S. B. No. 466 may be read the second time by its title.

On which motion the yeas and nays were taken, and resulted—yeas 29, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Carlisle, Creamer, Eggleston, Entrekin, Fleischmann, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Perkins, Pollard, Pond, Pringle, Richards, Saltzgaber, Sinks, Sullivan, Tyler, Van Cleaf, and Wilkins of Tuscarawas—29.

So the motion was agreed to, and the bill was read the second time by its title.

Mr. Pond moved that the constitutional rule requiring bills to be read on three different days be dispensed with, that S. B. No. 466 may be read the third time.

On which motion the yeas and nays were taken, and resulted—yeas 29, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Carlisle, Creamer, Eggleston, Entrekin, Fleischmann, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Per-

kins, Pollard, Pond, Pringle, Richards, Saltzgaber, Sinks, Sullivan, Tyler, Van Cleaf, and Wilkins of Tuscarawas—29.

So the motion was agreed to, and the bill was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 26, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Carlisle, Creamer, Eggleston, Entrekin, Fleischmann, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Perkins, Pollard, Pond, Pringle, Richards, Saltzgaber, Sinks, Tyler, and Van Cleaf—26.

So the bill passed. The title was agreed to.

Mr. Hitchcock moved to reconsider the vote by which H. B. No. 599 passed the Senate.

Which was agreed to.

Mr. Horr moved that the vote by which said bill was referred to a select committee of one, with instructions to amend, be reconsidered.

On which motion the yeas and nays were demanded, taken, and resulted—yeas 18, nays 10, as follows:

Those who voted in the affirmative were—

Messrs. Entrekin, Fleischmann, Hartshorn, Hitchcock, Horr, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Moore, Mounts, Perkins, Pollard, Pond, Pringle, Sinks, Wilkins of Fulton, and Wilkins of Tuscarawas—18.

Those who voted in the negative were—

Messrs. Creamer, Eggleston, Hollingsworth, Marriott, O'Hagan, Richards, Saltzgaber, Sullivan, Tyler, and Van Cleaf—10.

So the motion was agreed to.

The question then being on the motion to refer said bill to a select committee with instructions to amend, the yeas and nays were demanded, taken, and resulted—yeas 7, nays 15, as follows:

Those who voted in the affirmative were—

Messrs. Creamer, Hollingsworth, Marriott, O'Hagan, Richards, Van Cleaf, and Wilkins of Fulton—7.

Those who voted in the negative were—

Messrs. Carlisle, Carran, Entrekin, Hartshorn, Horr, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Moore, Mounts, Perkins, Pond, Sinks, and Wilkins of Tuscarawas—15.

So the motion to refer was disagreed to.

Mr. Creamer moved to refer said bill (H. B. No. 599) to a select committee of one, with instructions to amend as follows:

By inserting in the sixth line, after the word "deposits," "kept in vaults."

Mr. Wilkins of Tuscarawas moved to lay said bill upon the table.

On which motion the yeas and nays were demanded, taken, and resulted—yeas 13, nays 10, as follows:

Those who voted in the affirmative were—

Messrs. Carlisle, Carran, Eggleston, Entrekin, Fleischmann, Hartshorn, Horr, Kelly, Kirby of Hamilton, Moore, Mounts, Pollard, and Wilkins of Tuscarawas—13.

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Those who voted in the negative were—

Messrs. Harper, Hitchcock, Kirby of Wyandot, Marriott, O'Hagan, Perkins, Pringle, Richards, Sinks, and Van Cleaf—10.

So the motion was agreed to.

On motion of Mr. Tyler, substitute for S. B. No. 266 was placed on the calendar for to-morrow.

Mr. Harper was excused from service on the committee of Conference on S. B. No. 145, and Mr. O'Hagan appointed in his stead.

Mr. Fleischmann submitted the following report:

The committee on Railroads, Telegraphs, and Turnpikes, to whom was referred H. B. No. 991: To authorize certain townships to build railroads, and to lease or operate the same—having had the same under consideration, report it back and recommend its passage.

CHAS. FLEISCHMANN,  
D. D. BEEBE,

H. E. O'HAGAN,  
GEO. P. TYLER.

Said bill was ordered to be read the third time to-morrow.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has adopted the following joint resolution, in which the concurrence of the Senate is requested:

H. J. R. No. 129—Mr. Scott of Warren: Relative to the care of the Senate Chamber and House of Representatives.

Attest:

D. J. EDWARDS, *Clerk.*

The question being on adopting said resolution, the yeas and nays were ordered, taken, and resulted—yeas 23, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Carran, Eggleston, Entrekin, Fleischmann, Harper, Harts-horn, Hitchcock, Horr, Kelly, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Perkins, Pond, Pringle, Richards, Saltzgaber, Sinks, Sullivan, Tyler, and Wilkins of Tuscarawas—23.

So the resolution was adopted.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has passed the following bill, in which the concurrence of the Senate is requested:

Sub. for H. B. No. 953—Mr. Groom: To grant the right of way through the lands of the Central Insane Asylum to the Columbus and Maysville Railroad Company.

Attest:

D. J. EDWARDS, *Clerk.*



Mr. Tyler moved that the constitutional rule requiring bills to be read on three different days be dispensed with, that H. B. No. 953 may be read the second time by its title.

On which motion the yeas and nays were taken, and resulted—yeas 30, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Carlisle, Carran, Creamer, Eggleston, Entrekin, Fleischmann, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Perkins, Pollard, Pond, Pringle, Richards, Saltzgaber, Sinks, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—30.

So the motion was agreed to, and said bill was read the second time by its title.

On motion of Mr. Van Cleaf, said bill was referred to the committee on Benevolent Institutions.

On motion of Mr. Wilkins of Fulton, H. B. Nos. 719 and 674 were ordered placed on the calendar for to-morrow.

S. B. No. 464 was read the second time and ordered to be engrossed, and read the third time to-morrow.

Mr. Hollingsworth submitted the following report:

The joint committee on Enrollment have examined, and found correctly enrolled, the following bills and joint resolutions:

H. B. No. 671: To authorize the county commissioners of Ross county to levy a tax for the purpose of constructing, extending, or finishing free turnpikes.

H. B. No. 695: To amend section 321 of the Revised Statutes of Ohio.

H. B. No. 740: To supplement section 2673 of the Revised Statutes of Ohio.

H. B. No. 816: To authorize the council of the village of Forest to transfer certain funds.

H. B. No. 603: Amendatory of section 2805, and supplementary to section 2805a of the Revised Statutes of Ohio.

H. B. No. 976: To authorize the county commissioners of certain counties to purchase sites, and erect thereon necessary buildings for children's homes.

H. B. No. 910: To amend section 7275 of the Revised Statutes of Ohio.

H. B. No. 720: To amend section 1319 of the Revised Statutes of Ohio.

H. B. No. 683: To amend section 6992 of the Revised Statutes of Ohio.

H. B. No. 312: To amend section 6842 of the Revised Statutes of Ohio.

H. B. No. 643: Making appropriations to pay the principal and interest on the public debt, and the expenses of the Commissioners of the Sinking Fund.

H. B. No. 970: To authorize the village of Clarksville, Clinton county, to levy a tax for the relief of George W. Garrison and Ezekiel Cast.

H. B. No. 792: To authorize the commissioners of Clermont county, Ohio, to construct certain turnpike roads.

H. B. No. 839: To change the surnames of persons therein named.

H. B. No. 938: To authorize certain incorporated villages to build railroads, and to lease or operate the same.

H. B. No. 701: To authorize certain townships to build railroads, and to lease or operate the same.

H. B. No. 790: To amend section 7036 of the Revised Statutes of Ohio.

H. B. No. 777: To authorize the creation of a special school district in East Union township, Wayne county, Ohio.

H. B. No. 598: To amend section 753 of the Revised Statutes of Ohio.

H. B. No. 690: To establish the fees and compensation of certain county officers in counties having at the federal census of 1870 a population of not less than 46,000 and not more than 52,000, and being supplementary to sections 1013 to 1162 of the Revised Statutes of Ohio, inclusive.

S. B. No. 333: To authorize the appointment of an assistant by the Inspector of Mines.

S. B. No. 381: To authorize the village of Clyde, Ohio, to transfer certain funds named therein.

S. B. No. 383: To amend section 2872 of the Revised Statutes of Ohio.

S. B. No. 402: For the relief of the heirs of Eliza M. Heaton.

S. B. No. 419: To authorize the commissioners of Clermont county, Ohio, to construct a certain free turnpike road.

H. B. No. 729: Granting the right of way over and across certain lands owned by the State of Ohio, in Rush and Washington townships, in Scioto county, Ohio to the Cincinnati and Eastern Railway Company, or any successors of the same, for the purpose of constructing, maintaining, and operating a railroad thereon.

H. B. No. 965: To amend section 4098 of the Revised Statutes of Ohio, providing for the appointment of the board of directors of the University of Cincinnati.

S. B. No. 338: To authorize the commissioners of Ross county to settle certain claims therein named.

S. B. No. 406: To authorize the board of education of Rush Creek township, of Fairfield township, to borrow money and issue bonds for school house purposes.

S. B. No. 413: To authorize the county commissioners of Clarke county to issue bonds for the payment of certain claims, and to levy taxes to pay principal and interest of said bonds.

S. B. No. 120: Relative to State and county roads and unfinished free turnpikes in Pickaway county.

Sub. for S. B. No. 263: To amend section 148 of the Revised Statutes of Ohio.

S. B. No. 431: To amend sections 2133 and 2134 of the Revised Statutes of Ohio.

S. B. No. 449: To authorize the commissioners of Erie county, Ohio, to issue bonds to build a jail.

S. J. R. No. 85: Relative to binding copies of the Catalogue of the Law Library.

S. J. R. No. 86: Relative to the admission of Sarah M. Curran into the Cleveland Asylum for the Insane.

S. J. R. No. 87: Authorizing the Adjutant General to loan the flags and relics of the late war to the loan exhibition at Bellefleur, Ohio.

H. B. No. 955: Supplementary to an act entitled "an act to authorize certain villages to purchase certain real estate for railroad purposes, to construct machine shops, and to issue bonds therefor, and to authorize additional taxation to meet the principal and interest of said bonds," passed April 15, 1880. (Ohio Laws, volume 77, page 229)

H. B. No. 891: To authorize the commissioners of Pike county to issue bonds to pay indebtedness of the county, and to levy tax for the payment thereof.

H. B. No. 948: To authorize the commissioners of Portage county to appropriate surplus dog tax funds of said county.

H. B. No. 858: To authorize the trustees of the township of Licking, Licking county, Ohio, to erect a town hall in the town of Jacksontown, Ohio

H. B. No. 800: To amend section 4006 of the Revised Statutes of Ohio.

D. A. HOLLINGSWORTH,	G. W. MOORE,
JOHN F. LOCKE,	J. L. CORYELL,
JNO. HARDY,	W. T. WALLACE.
H. R. SMITH,	

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The Speaker of the House of Representatives has, in the presence of the House, signed the following bills and joint resolutions:

S. B. No. 333: To authorize the appointment of an assistant by the Inspector of Mines.

S. B. No. 341: To authorize the village of Clyde, Ohio, to transfer certain funds named therein.

S. B. No. 383: To amend section 2872 of the Revised Statutes of Ohio.

S. B. No. 402: For the relief of the heirs of Eliza M. Heaton.

S. B. No. 449: To authorize the commissioners of Clermont county, Ohio, to construct a certain free turnpike road.

S. B. No. 120: Relative to State roads and unfinished free turnpikes in Pickaway county.

Sub. for S. B. No. 263: To amend section 143 of the Revised Statutes of Ohio.

S. B. No. 431: To amend section 2133 and 2134 of the Revised Statutes of Ohio.

S. B. No. 449: To authorize the county commissioners of Erie county, Ohio, to issue bonds to build a jail.

S. J. R. No. 85: Relative to binding copies of the catalogue of the Law Library.

S. J. R. No. 86: Relative to the admission of Sarah M. Curren into the Cleveland Asylum for the Insane.

S. J. R. No. 87: Authorizing the Adjutant General to loan the flags and relics of the late war to the loan exhibition at Ballaire, Ohio.

H. B. No. 720: To amend section 1319 of the Revised Statutes of Ohio.

H. B. No. 683: To amend section 6992 of the Revised Statutes of Ohio.

H. B. No. 312: To amend section 6842 of the Revised Statutes of Ohio.

H. B. No. 643: Making appropriations to pay the principal and interest on the public debt, and the expenses of the Commissioners of the Sinking Fund.

H. B. No. 970: To authorize the village of Clarkesville, Clinton county, Ohio, to levy a tax for the relief of George W. Garrison and Ezekiel Cast.

H. B. No. 792: To authorize the commissioners of Clermont county, Ohio, to construct certain turnpike roads.

H. B. No. 839: To change the surnames of persons therein named.

H. B. No. 671: To authorize the county commissioners of Ross county to levy a tax for the purpose of constructing, extending, or finishing free turnpikes.

H. B. No. 695: To amend section 321 of the Revised Statutes of Ohio.

H. B. No. 740: To supplement section 2673 of the Revised Statutes of Ohio.

H. B. No. 816: To authorize the council of the village of Forest to transfer certain funds.

H. B. No. 603: To amend section 2805 of the Revised Statutes of Ohio.

H. B. No. 976: To authorize the county commissioners of certain counties to purchase sites, and erect thereon necessary buildings for children's homes.

H. B. No. 910: To amend section 7275 of the Revised Statutes of Ohio.

S. B. No. 338: To authorize the commissioners of Ross county to settle certain claims therein named.

S. B. No. 406: To authorize the board of education of Rush Creek township, of Fairfield county, to borrow money and issue bonds for school house purposes.

S. B. No. 413: To authorize the board of county commissioners of Clarke county to issue bonds for the payment of certain judgments, and to levy taxes to pay the principal and interest of said bonds.

H. B. No. 938: To authorize certain incorporated villages to build railroads, and to lease or operate the same.

H. B. No. 701: To authorize certain townships to build railroads, and to lease or operate the same.

H. B. No. 790: To amend section 7036 of the Revised Statutes of Ohio.

H. B. No. 777: To authorize the creation of a special school district in East Union township, Wayne county, Ohio.

H. B. No. 598: To amend section 753 of the Revised Statutes of Ohio.

H. B. No. 670: To establish the fees and compensation of certain county officers, in counties having, at the federal census of 1870, a population of not less than 46,000, and not more than 52,000, and being supplementary to sections 1013 to 1162 of the Revised Statutes, inclusive.

H. B. No. 955: Supplementary to an act entitled "an act to authorize certain villages to purchase certain real estate for railroad purposes,

to construct machine shops and to issue bonds therefor, and to authorize additional taxation to meet the principal and interest of said bonds," passed April 15, 1880. (Ohio Laws, vol. 77, page 229).

H. B. No. 891: To authorize the commissioners of Pike county to issue bonds to pay indebtedness of the county, and to levy tax for the payment thereof.

H. B. No. 948: To authorize the commissioners of Portage county to appropriate surplus dog tax fund of said county.

H. B. No. 858: To authorize the trustees of Licking township, Licking county, to erect a town hall, in the town of Jacksontown, Ohio.

H. B. No. 800: To amend section 4006 of the Revised Statutes of Ohio.

H. B. No. 729: Granting the right of way over and across certain lands owned by the State of Ohio, in Rush and Washington townships, in Scioto county, Ohio, to the Cincinnati and Eastern Railway Company, or any successor of the same, for the purpose of constructing, maintaining, and operating a railroad thereon.

H. B. No. 965: To amend section 4098 of the Revised Statutes of Ohio, providing for the appointment of the board of directors of the University of Cincinnati.

Attest:

D. J. EDWARDS, *Clerk*.

The President *pro tem.*, in the presence of the Senate, signed said bills and joint resolutions.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has passed the following bill, in which the concurrence of the Senate is requested:

H. B. No. 999—Mr. French: To authorize the mayor and council of the incorporated village of Jefferson, Ashtabula county, Ohio, to sell certain grounds therein named, and to make a conveyance therefor.

Attest:

D. J. EDWARDS, *Clerk*.

Said bill was read the first time.

Mr. Hitchcock moved that the constitutional rule requiring bills to be read on three different days be dispensed with, that said bill (H. B. No. 999, may be read the second time by its title.

On which motion the yeas and nays were taken, and resulted—yeas 29, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Carlisle, Carran, Creamer, Eggleston, Entrekin, Fleischmann, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Perkins, Pollard, Pond, Pringle, Richards, Saltzgaber, Sinks, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—29.

So the motion was agreed to and the bill was read the second time by its title.

Mr. Hitchcock moved that the constitutional rule requiring bills to be read on three different days be dispensed with, that said bill (H. B. No. 999) may be read the third time.

On which motion the yeas and nays were taken, and resulted—yeas 27, nays none, as follows:

Those who voted in the affirmative were—

Messrs Carlisle, Carran, Creamer, Eggleston, Fleischmann, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Kelly, Kirby of Hamilton, Kirby of Wyandot, Moore, Mounts, O'Hagan, Perkins, Pollard, Pond, Pringle, Richards, Saltzgaber, Sinks, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—27.

So the motion was disagreed to.

Mr. Wilkins of Tuscarawas moved to reconsider the vote by which H. No. 352 failed to pass the Senate.

Which was agreed to.

On motion of Mr. Mookins said bill was referred to Mr. Carlisle as a select committee of one.

Mr. Hitchcock moved to reconsider the vote by which the Senate refused to dispense with the constitutional rule requiring bills to be read on three different days, so that H. B. No. 999 might be read the third time.

Which was agreed to.

Mr. Hitchcock moved that the constitutional rule requiring bills to be read on three different days be dispensed with that said bill (H. B. No. 999, may be read the third time.

On which motion the yeas and nays were taken, and resulted—yeas 26, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Carlisle, Carran, Creamer, Eggleston, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Kelly, Kirby of Hamilton, Kirby of Wyandot, Moore, Mounts, O'Hagan, Perkins, Pollard, Pond, Pringle, Richards, Saltzgaber, Sinks, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—26.

So the motion was disagreed to.

On motion of Mr. Hitchcock, said bill was referred to a select committee of one—Mr. Hitchcock.

Mr. Pond moved that the Senate take a recess until to-morrow morning at nine o'clock.

Which was agreed to.

TUESDAY April 19, 1881—9 o'clock A.M.

Prayer by Rev. W. E. Moore.

Mr. Harper submitted the following report:

The committee on Public Printing, to whom was referred H. B. No. 624: Amending sections 56, 338, and 339 of the Revised Statutes of

Ohio—having had the same under consideration, report it back without recommendation.

L. HARPER,	A. R. VAN CLEAF,
CHAS. FLEISCHMANN,	L. M. STRONG.

On motion of Mr. Hartshorn, consideration of the bill was informally passed.

Mr. Hitchcock submitted the following report:

The committee on Benevolent Institutions, to whom was referred H. B. No. 962: Supplementary to chapter 3, title 1, division 1, part 2 of the Revised Statutes of Ohio—having had the same under consideration, report it back, and recommend its passage.

P. HITCHCOCK,	JOHN A. WILKINS,
R. A. HERR,	GEO. P. TYLER.
J. L. MOUNTS,	

Mr. Carran demanded a call of the Senate.

A call was had, and the following Senators answered to their names: Messrs. Atkinson, Beer, Carran, Creamer, Eggleston, Entrekin, Fleischmann, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Kirby of Wyandot, Moore, Mounts, Perkins, Pollard, Pond, Richards, Saltzgaber, Strong, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—27.

On motion of Mr. Carran, further proceedings under the call were dispensed with.

The question recurring on the passage of H. B. No. 962—

The yeas and nays were ordered, taken, and resulted—yeas 24, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carlisle, Carran, Cline, Creamer, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Hollingsworth, Kelly Kirby of Wyandot, Marriott, Moore, Mounts, Pollard, Pond, Richards, Saltzgaber, Tyler, Wilkins of Fulton, and Wilkins of Tuscarawas—24.

So the bill passed. The title was agreed to.

The President *pro tem.* appointed on the committee of Conference on matters of difference between the two Houses on H. B. No. 971, Messrs. Eggleston, Strong, and Moore, on the part of the Senate.

Mr. Van Cleaf submitted the following report:

The committee on Public Printing, to whom was referred S. R. No. 93: Relating to the Revised Statutes—having had the same under consideration, report it back without recommendation.

A. R. VAN CLEAF,	E. N. HARTSHORN,
L. HARPER,	CHAS. FLEISCHMANN.

The question being on the adoption of said resolution, the yeas and nays were ordered, taken, and resulted—yeas 20, nays 6, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carran, Cline, Eggleston, Fleischmann, Harper, Hartshorn, Kelly, Kirby of Wyandot, Marriott, Moore, Mounts, Per-

kins, Pollard, Saltzgaber, Sinks, Tyler, Wilkins of Fulton, and Wilkins of Tuscarawas—20.

Those who voted in the negative were—

Messrs. Hitchcock, Pond, Pringle, Van Cleaf, Entrekin, and Strong—6.  
So the resolution was adopted.

Mr. Tyler submitted the following report:

The committee on Benevolent Institutions, to whom was referred H. B. No. 953: To grant the right of way through the lands of the Central Insane Asylum, at Columbus, to the Columbus and Maysville railroad company—having had the same under consideration, report it back and recommend its passage.

GEO. P. TYLER,

R. A. HERR,

P. HITCHCOCK,

JOHN A. WILKINS.

A. R. VAN CLEAF,

Said bill was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 27, nays 1, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Carlisle, Cline, Eggleston, Entrekin, Fleischmann, Harper, Hitchcock, Hollingsworth, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, Perkins, Pollard, Pond, Pringle, Richards, Saltzgaber, Sinks, Strong, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—27.

Mr. Beer voted in the negative.

So the bill passed. The title was agreed to.

On motion of Mr. Harper, H. B. No. 624 was taken up and read.

Mr. Hollingsworth moved that said bill be laid upon the table.

Which was disagreed to.

Mr. Hollingsworth moved to postpone said bill until to-morrow, and to place it upon the calendar for that day.

On which motion the yeas and nays were demanded, taken, and resulted—yeas 19, nays 15, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Cline, Eggleston, Entrekin, Fleischmann, Herr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, O'Hagan, Perkins, Pollard, Pond, Richards, Saltzgaber, and Wilkins of Tuscarawas—19.

Those who voted in the negative were—

Messrs. Carlisle, Creamer, Harper, Hartshorn, Hitchcock, Marriott, Moore, Mounts, Parker, Sinks, Strong, Sullivan, Tyler, Van Cleaf, and Wilkins of Fulton—15.

So the motion was agreed to.

On motion of Mr. Hitchcock the Senate took up the regular order of business.

H. B. No. 912: Amendatory of section 2061 of the Revised Statutes of Ohio—was read the second time.

Mr. Eggleston moved that the constitutional rule requiring bills to be read on three different days be dispensed with, that H. B. No. 912 may be read the third time.

On which motion the yeas and nays were taken, and resulted—yeas 28, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carlisle, Creamer, Eggleston, Entrekin,



Fleischmann, Harper, Hitchcock, Hollingsworth, Jackson Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Perkins, Pollard, Pond, Richards, Saltzgaber, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—28.

So the motion was agreed to, and the bill was read the third time.

The question then being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 23, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carlisle, Creamer, Eggleston, Fleischmann, Harper, Hitchcock, Hollingsworth, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Perkins, Pollard, Pond, Richards, Saltzgaber, Tyler, Van Cleaf, and Wilkins of Tuscarawas—23.

So the bill passed. The title was agreed to.

H. B. No. 998: To authorize the commissioners of Clermont county, Ohio, to levy a tax to the amount of certain judgments recovered against said county—was read the second time.

Mr. Tyler moved that the constitutional rule requiring bills to be read on three different days be dispensed with, that H. B. No. 998 may be read the third time.

On which motion the yeas and nays were taken, and resulted—yeas 30, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Carlisle, Carran, Creamer, Eggleston, Entrekin, Fleischmann, Harper, Hartshorn, Hitchcock, Hollingsworth, Jackson, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pollard, Pond, Richards, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, and Wilkins of Fulton—30.

So the motion was agreed to, and said bill was read the third time.

The question then being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 30, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Carlisle, Cline, Eggleston, Entrekin, Fleischmann, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Perkins, Pollard, Pringle, Richards, Saltzgaber, Sinks, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—30.

So the bill passed. The title was agreed to.

H. B. No. 634: To authorize the commissioners of Hamilton county to build a road from the corporate limits of Cincinnati to intersect the Colerain pike at Mount Airy—was read the second time.

Mr. Eggleston moved that the constitutional rule requiring bills to be read on three different days be dispensed with, that H. B. No. 634 may be read the third time.

On which motion the yeas and nays were taken and resulted—yeas 32, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carlisle, Carran, Cline, Creamer, Eggleston, Entrekin, Fleischmann, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Moore, Mounts, O'Hagan, Perkins, Pollard, Pond, Pringle, Richards, Saltzgaber, Sinks,

Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—32.

So the motion was agreed to, and the bill was read the third time.

Mr. Eggleston moved to refer said bill (H. B. No. 634) to a select committee of one, with instructions to amend as follows:

In line 2, section 1, strike out the words "be and are hereby," and insert the word "are."

Which was agreed to.

The President *pro tem.* appointed Mr. Eggleston such committee, who reported the bill back amended as instructed.

The question then being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 22, nays none, as follows:

Those who voted in the affirmative were—

Messrs Atkinson, Carlisle, Cline, Eggleston, Entrekin, Fleischmann, Hartshorn, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Marriott, Mounts, O'Hagan, Perkins, Pond, Richards, Saltzgaber, Sinks, Strong, Van Cleaf, and Wilkins of Fulton—22.

So the bill passed. The title was agreed to.

H. B. No. 978: To authorize the commissioners of Adams county, Ohio, to transfer funds arising from tax on dogs to the poor fund of said county—was read the second time.

Mr. Pollard moved that the constitutional rule requiring bills to be read on three different days be dispensed with, that H. B. No. 978 may be read the third time.

On which motion the yeas and nays were taken and resulted—yeas 34, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Carlisle, Carran, Cline, Creamer, Eggleston, Entrekin, Fleischmann, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Perkins, Pollard, Pond, Pringle, Richards, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—34.

So the motion was agreed to, and the bill read the third time.

The question then being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 23, nays 1, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carlisle, Eggleston, Fleischmann, Horr, Kelly, Kirby of Hamilton, Marriott, Moore, Mounts, O'Hagan, Perkins, Pollard, Pond, Pringle, Saltzgaber, Sinks, Strong, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—23.

Mr. Hitchcock voted in the negative.

So the bill passed. The title was agreed to.

Mr. Beer offered the following resolution, which was adopted:

S. R. No. 94: *Resolved*, That during the remainder of the present session of the Senate, no member shall be allowed to speak more than twice on any subject matter, and then not longer than ten minutes, and the President of the Senate is directed to enforce this rule.

On motion of Mr. Pond, the special order for this hour, H. B. No. 794 was taken up.

Mr. Pond demanded a call of the Senate.

A call was had, and the following Senators answered to their names:

Messrs. Atkinson, Beer, Carlisle, Cline, Creamer, Eggleston, Entrekin, Fleischmann, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pollard, Pond, Pringle, Richards, Saltzger, Sinks, Strong, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—33.

The President *pro tem.* directed the Sergeant at-Arms to close the doors of the Senate and dispatch messengers for absentees.

Mr. Atkinson moved to dispense with further proceedings under the call.

Which was disagreed to.

Messrs. Beer, Cline, and Pollard appeared within the bar of the Senate and answered to their names.

Mr. Carlisle moved to dispense with further proceedings under the call.

Which was disagreed to.

Mr. Harper appeared within the bar of the Senate and answered to his name.

Mr. Wilkins of Fulton moved to dispense with further proceedings under the call.

Which was agreed to.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 19, nays 8, as follows:

Those who voted in the affirmative were—

Messrs. Cline, Creamer, Eggleston, Entrekin, Fleischmann, Hartshorn, Hitchcock, Horr, Kelly, Kirby of Hamilton, Moore, Mounts, Perkins, Pond, Pringle, Richards, Sinks, Strong, and Wilkins of Tuscarawas—19.

Those who voted in the negative were—

Messrs. Atkinson, Carlisle, Harper, Kirby of Wyandot, Parker, Saltzger, Van Cleaf, and Wilkins of Fulton—8.

So the bill passed. The title was agreed to.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has passed the following bill, in which the concurrence of the Senate is requested:

H. B. No. 724: To repeal sections 367, 368, 369, 370, 371, 372, 373, 374, 375, 376, 377, 378, 379, 380, 381, 382, 383, 384, 385, 386, 387, 388, 389, 390, 391, 392, and 393 of the Revised Statutes, and to authorize the sale of the State Tobacco Warehouse at Bellaire.

Attest:

D. J. EDWARDS, *Clerk.*

Said bill was read the first time.

Mr. Hollingsworth moved that the constitutional rule requiring bills to be read on three different days be dispensed with, that H. B. No. 724 may be read the second time by its title.

On which motion the yeas and nays were taken, and resulted—yeas 29, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carlisle, Cline, Creamer, Eggleston, Entre-

kin, Fleischmann, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, Parker, Perkins, Pollard, Pond, Richards, Saltzgaber, Sinks, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas.—29.

So the motion was agreed to, and said bill was read the second time by its title.

Mr. Hollingsworth moved that the constitutional rule requiring bills to be read on three different days be dispensed with, that H. B. No. 724 may read the third time.

On which motion the yeas and nays were taken and resulted—yeas 30, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carlisle, Cline, Creamer, Eggleston, Entrekin, Fleischmann, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, Parker, Perkins, Pond, Richards, Saltzgaber, Sinks, Strong, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—30.

So the motion was agreed to, and said bill was read the third time.

Mr. Atkinson moved to refer said bill (H. B. No. 724) to a select committee of one, with instructions to amend as follows:

Insert after the word "Ohio," in line 6, section 2, the following: "who shall not be residents of Belmont county, Ohio."

Which was agreed to.

The President *pro tem.* appointed Mr. Atkinson such committee, who reported the bill back amended as instructed.

The question then being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 30, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Carlisle, Cline, Eggleston, Entrekin, Fleischmann, Harper, Hartshorn, Horr, Hollingsworth, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pollard, Pond, Pringle, Richards, Saltzgaber, Sinks, Strong, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—30.

So the bill passed. The title was agreed to.

Mr. Kirby of Hamilton reported back H. B. No. 517.

Mr. Marriott moved to refer said bill (H. B. No. 517) to a select committee of one, with instructions to amend as follows:

Strike out the word "estimate" in line 12, at the end of section 2224, and insert the word "contract."

Which was agreed to.

The President *pro tem.* appointed Mr. Marriott such committee, who reported the bill back amended as instructed.

The question then being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 24, nays 1, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Cline, Eggleston, Entrekin, Fleischmann, Harper, Hartshorn, Hollingsworth, Kelly, Kirby of Hamilton, Kirby of Wyandot, Moore, Mounts, Perkins, Pollard, Pond, Richards, Saltzgaber, Sinks, Strong, Tyler, Van Cleaf, and Wilkins of Fulton—24.

Mr. Marriott voted in the negative.

So the bill passed. The title was agreed to.

H. B. No. 982: To authorize certain townships to build railroads, and to lease or operate the same—was read the second time.

Mr. Saltzgaber moved that the constitutional rule requiring bills to be read on three different days be dispensed with, that H. B. No. 982 may be read the third time.

On which motion the yeas and nays were taken, and resulted—yeas 30, nays 2, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carlisle, Carran, Cline, Creamer, Eggleston, Entrekin, Fleischmann, Harper, Hartshorn, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pringle, Richards, Saltzgaber, Sinks, Tyler, Wilkins of Fulton, and Wilkins of Tuscarawas—30.

Those who voted in the negative were—

Messrs. Richards and Strong—2.

So the motion was agreed to, and the bill was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 20, nays 2, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Cline, Eggleston, Entrekin, Fleischmann, Harper, Horr, Hollingsworth, Kelly, Kirby of Hamilton, Kirby of Wyandot, Moore, Mounts, O'Hagan, Parker, Saltzgaber, Sinks, Tyler, Wilkins of Fulton, and Wilkins of Tuscarawas—20.

Those who voted in the negative were—

Messrs. Hitchcock and Strong—2.

So the bill passed. The title was agreed to.

H. B. No. 915: To amend section 5761 of the Revised Statutes of Ohio—was read the second time.

Mr. Saltzgaber moved that the constitutional rule requiring bills to be read on three different days be dispensed with that said bill (H. B. No. 915) may be read the third time.

On which motion, the yeas and nays were taken, and resulted—yeas 29, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carlisle, Cline, Creamer, Eggleston, Entrekin, Fleischmann, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Kirby of Hamilton, Kirby of Wyandot, Moore, Mounts, Parker, Perkins, Pollard, Pond, Pringle, Saltzgaber, Sinks, Strong, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—29.

So the motion was agreed to, and the bill was read the second time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 27, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carlisle, Cline, Creamer, Eggleston, Entrekin, Fleischmann, Hartshorn, Hitchcock, Horr, Hollingsworth, Kelly, Kirby of Hamilton, Kirby of Wyandot, Mounts, O'Hagan, Parker, Perkins, Pollard, Richards, Saltzgaber, Strong, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—27.

So the bill passed. The title was agreed to.

H. B. No. 940: To amend section three of "an act to provide for the erection of bridges over Mill creek, and the Cincinnati, Hamilton and Dayton Railroad, in Hamilton county," passed April 6, 1880 (Ohio

Laws, vol. 77, p. 369)—was read the second time, and referred to the committee on Municipal Corporations.

Mr. Horr submitted the following report:

The committee of Conference, to whom was referred the matters of difference between the two Houses on Amended H. B. No. 898—having had the same under consideration, recommend:

That the House concur in item 3, after striking out "one hundred dollars, to be paid the Xenia fire department," and concur in item 9.

R. A. HERR,	D. C. STUBBS,
B. W. CARLISLE,	LORENZO ELLIS.
E. N. HARTSHORN,	

The question being on agreeing to said report, the yeas and nays were ordered, taken, and resulted—yeas 27, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Carlisle, Cline, Creamer, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Kirby of Hamilton, Marriott, Mounts, O'Hagan, Parker, Perkins, Pollard, Pond, Pringle, Saltzgaber, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—27.

So the report was adopted.

H. B. No. 993: To authorize the trustees of Silver Creek township, Greene county, to transfer certain funds—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 29, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beer, Carlisle, Cline, Creamer, Eggleston, Entrekin, Fleischmann, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Mounts, O'Hagan, Parker, Perkins, Pollard, Pond, Pringle, Richards, Saltzgaber, Sinks, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—29.

So the bill passed. The title was agreed to.

H. B. No. 999: To authorize the mayor and council of the incorporated village of Jefferson, Ashtabula county, Ohio, to sell certain grounds therein named, and to make a conveyance therefor—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 27, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Carlisle, Cline, Creamer, Eggleston, Entrekin, Fleischmann, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Moore, Mounts, Parker, Perkins, Pond, Pringle, Richards, Saltzgaber, Sinks, Sullivan, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—27.

So the bill passed. The title was agreed to.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has refused to concur in the Senate amendments to the following bill:

H. B. No. 665: To amend section 3240 of the Revised Statutes of Ohio.

Attest:

F. J. EDWARDS, *Clerk*.

Mr. Eggleston moved that the Senate insist on its amendments, and ask a committee of Conference.

Which was agreed to.

Mr. Pringle, on leave, introduced the following bill, which was read the first time:

S. B. No. 467: To authorize certain cities to grant rights of way to railroad companies.

Mr. Pringle moved that the constitutional rule requiring bills to be read on three different days be dispensed with, that S. B. No. 467 may be read the second time by its title.

On which motion the yeas and nays were taken, and resulted—yeas 32, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Carlisle, Cline, Creamer, Eggleston, Entrekin, Fleischmann, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pollard, Pond, Pringle, Saltzgeber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—32.

So the motion was agreed to, and said bill was read the second time by its title.

Mr. Pringle moved that the constitutional rule requiring bills to be read on three different days be dispensed with, that S. B. No. 467 may be read the third time.

On which motion the yeas and nays were taken, and resulted—yeas 31, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Carlisle, Cline, Creamer, Eggleston, Entrekin, Fleischmann, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Marriott, Moore, Mounts, O'Hagan, Parker, Pollard, Pond, Pringle, Saltzgeber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—31.

So the motion was agreed to and said bill was read the third time.

The question then being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 27, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Carlisle, Cline, Eggleston, Entrekin, Fleischmann, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Marriott, Mounts, O'Hagan, Perkins, Pond, Pringle, Richards, Saltzgeber, Sinks, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—27.

So the bill passed. The title was agreed to.

Mr. Van Cleaf moved to reconsider the vote by which H. B. No. 517 passed the Senate.

Mr. Sinks moved that the Senate take a recess until 2½ o'clock p.m.

Mr. Tyler moved to amend by striking out "½."

Which was disagreed to.

Mr. Sinks motion was then agreed to.

HALF-PAST TWO O'CLOCK P. M.

The pending question being on the motion of Mr. Van Cleaf to reconsider the vote by which the Senate passed H. B. No. 517—

The yeas and nays were demanded, taken, and resulted—yeas 8, nays 19, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Carlisle, Harper, Marriott, O'Hagan, Sullivan, Van Cleaf, and Wilkins of Tuscarawas—8.

Those who voted in the negative were—

Messrs. Beer, Carran, Cline, Eggleston, Entrekin, Fleischmann, Hartshorn, Horr, Hollingsworth, Kelly, Kirby of Hamilton, Kirby of Wyandot, Moore, Mounts, Perkins, Pollard, Pond, Sinks, and Wilkins of Fulton—19.

So the motion was disagreed to.

Mr. Wilkins of Tuscarawas moved to reconsider the vote by which H. B. No. 794 passed the Senate.

On which motion the yeas and nays were demanded, taken, and resulted—yeas 12, nays 19, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Carlisle, Harper, Kirby of Wyandot, Marriott, O'Hagan, Parker, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—12.

Those who voted in the negative were—

Messrs. Beer, Cline, Creamer, Eggleston, Entrekin, Fleischmann, Hartshorn, Hitchcock, Horr, Hollingsworth, Kelly, Kirby of Hamilton, Mounts, Perkins, Pollard, Pond, Richards, Sinks, and Strong—19.

So the motion was disagreed to.

Mr. Entrekin offered the following resolution:

S. R. No. 95: *Resolved*, That the Clerk of the Senate be allowed pay for two hundred days, at the rate allowed officers of the General Assembly by law, to complete the record of the Senate Journal of the present session, and that the President of the Senate is directed to certify in favor of the Clerk for such allowance.

The question being on the adoption of said resolution, the yeas and nays were ordered, taken, and resulted—yeas 28, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Carlisle, Cline, Eggleston, Entrekin, Fleischmann, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Moore, Mounts, Perkins, Pollard, Pond, Richards, Saltzgaber, Sinks, Strong, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—28.

So the resolution was adopted.

Mr. Atkinson offered the following resolution:

S. R. No. 96: *Resolved*, That the Journal Clerk, Message Clerk, Engrossing Clerk, Recording Clerk, and Enrolling Clerk of this Senate be each allowed ten days per diem, for services to be rendered after the adjournment of this General Assembly and the President of the Senate is hereby authorized and directed to draw his warrant for the same.

The question being on the adoption of the resolution, the yeas and nays were ordered, taken, and resulted—yeas 25, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Beer, Carlisle, Carran, Cline, Eggleston, En-



trekin, Harper, Hartshorn, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Moore, Mounts, O'Hagan, Perkins, Pollard, Pond, Sinks, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—25.

So the resolution was adopted.

Mr. Atkinson offered the following resolution :

S. R. No. 97 : *Resolved*, That Fred. Dennis and Sebastian Gramlick be paid for 15 days, at \$3.00 per diem, for extra services after adjournment, and that the President of the Senate be authorized to draw his warrant for the same.

The question being on the adoption of the resolution, the yeas and nays were ordered, taken, and resulted—yeas 23, nays none, as follows :

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Beer, Carlisle, Cline, Entrekin, Harper, Hartshorn, Horr, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Moore, Mounts, O'Hagan, Perkins, Pollard, Sinks, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—23.

So the resolution was adopted.

Mr. Van Cleaf submitted the following report :

The committee of Conference, to whom was referred the matters of difference between the two Houses on H. B. No. 809—having had the same under consideration, recommend that the House agree to Senate amendment No. 3, and that the Senate recede from amendments No. 1, 2, 4, 5, and 6.

A. R. VAN CLEAF,  
CHAS. FLEISCHMANN,  
J. L. MOUNTS,

W. L. DEMPCY,  
THOS. H. WILSON,  
S. S. WOLF.

The question being on agreeing to said report, the yeas and nays were ordered, taken, and resulted—yeas 27, nays 6, as follows :

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Carlisle, Carran, Cline, Creamer, Eggleston, Fleischmann, Harper, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Mounts, O'Hagan, Parker, Perkins, Pollard, Pond, Richards, Sinks, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—27.

Those who voted in the negative were—

Messrs. Beer, Entrekin, Hitchcock, Horr, Hollingsworth, and Moore—6.

So the report was adopted.

Mr. Sinks submitted the following report :

The committee on Claims, to whom was referred H. B. No. 329 : For the relief of Mrs. S. Dudley—having had the same under consideration, report it back, and recommend its indefinite postponement.

JNO. F. SINKS,  
F. B. POND,

J. L. MOUNTS,  
L. M. STRONG.

The question being on the indefinite postponement of said bill, the yeas and nays were ordered, taken, and resulted—yeas 25, nays 2, as follows :

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carlisle, Cline, Harper, Hartshorn, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, Parker,

Perkins, Pollard, Pond, Richards, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—25.

Those who voted in the negative were—

Messrs. Creamer and Entrekin—2.

So the bill was indefinitely postponed.

H. B. No. 525 was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 23, nays 5, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Beer, Carlisle, Cline, Eggleston, Entrekin, Fleischmann, Hartshorn, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pollard, Pond, and Tyler—23.

Those who voted in the negative were—

Messrs. Harper, Sinks, Strong, Van Cleaf, and Wilkins of Tuscarawas—5.

So the bill passed. The title was agreed to.

On motion of Mr. O'Hagan, S. B. No. 300: To amend sections 1260, 1261, 1262, and 1263 of the Revised Statutes—was laid upon the table.

H. J. R. No. 99: Relating to the duty on foreign timber—was taken up.

The question being on the adoption said resolution, the yeas and nays were ordered, taken, and resulted—yeas 27, nays 2, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Beer, Carlisle, Carran, Cline, Creamer, Eggleston, Fleischmann, Harper, Hartshorn, Horr, Jackson, Kelly, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pollard, Saltzgaber, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—27.

Those who voted in the negative were—

Messrs. Entrekin and Kirby of Hamilton—2.

So the resolution was adopted.

Mr. Marriott demanded a call of the Senate.

A call was had, and the following Senators answered to their names:

Messrs. Atkinson, Beebe, Beer, Carlisle, Cline, Eggleston, Entrekin, Fleischmann, Harper, Hartshorn, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pollard, Pond, Pringle, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—33.

On motion of Mr. Marriott, further proceedings under the call were dispensed with.

S. B. No. 266: Amendatory of and supplementary to certain sections of chapter 6, title 5, part 2 of the Revised Statutes of Ohio, relating to the inspection of tobacco—was taken up.

The question being on concurring in House amendments to said bill, Mr. Pond moved to amend as follows:

Add at the end of line 17, section 2 the words, "or if any person shall change or altar, in any way, any sample selected by the inspector, as provided in section 4347, with intent thereby to defraud any purchaser or other person."

Which was agreed to.

Mr. Pond moved to amend as follows:

Strike out the word "a" in line 40, section 1, and insert in lieu thereof the word "two."

Add the letter "s" to the word "sample," in line 40, section 1.

In line 42, section 1, add the letter "s" to the word "sample," and strike out the word "twelve" and insert the word "six" in lieu thereof.

In line 43, section one, before the word "which," insert the words "each of"

After the word "tobacco," in line 46, section 1, insert the words "one of."

Add at the end of line 47, section 1, the words, "and the other of which samples said inspector shall retain and carefully preserve for one year after such inspection."

Which was agreed to.

Mr. Pond moved to amend as follows:

Before the word "the," in line 23, of section 2, prefix the words, "the inspector and."

In line 24, section 2, after the word "shall" insert the word "each."

In line 25, section 2, strike out the word "his" and insert the word "such."

After the word "by," in line 28, section 2, strike out the word "him" and insert the words "such inspector."

Which was agreed to.

Mr. Fleischmann moved to amend as follows:

Strike out the words "probate court of any county," in line 6, section 4334, and insert in lieu thereof the words "governor of Ohio." In same section, line 11, strike out the word "court" and insert in lieu thereof the word "governor."

Also, in lines 16 and 17, section 4340, strike out "probate judge" and insert in lieu thereof "Governor."

In line 27, section 4340 strike out "probate judge" and insert "Governor."

On which motion the yeas and nays were demanded, taken, and resulted—yeas 10, nays 20, as follows:

Those who voted in the affirmative were—

Messrs. Beer, Carran, Cline, Eggleston, Fleischmann, Hartshorn, Kelly, Kirby of Hamilton, Perkins, and Sinks—10.

Those who voted in the negative were—

Messrs. Carlisle, Entrekin, Harper, Horr, Holingsworth, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Pollard, Richards, Salzgaber, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—20.

So the amendment was disagreed to.

Mr. Tyler moved to amend as follows:

After the word "shall" in line 8 insert the following: "qualify the appointee of such commission warehouse of."

Strike out the word "appoint."

Which was agreed to

Mr. Hollingsworth moved to amend as follows:

Strike out all between the word "such," where it first occurs in line 10, and the word "and" where it first occurs in line 11 and insert in lieu thereof the following: "for the term of two years."

On which motion the yeas and nays were demanded, taken, and resulted—yeas 12, nays 18, as follows:

Those who voted in the affirmative were—

Messrs. Beer, Carran, Cline, Eggleston, Hollingsworth, Kelly, Kirby of Hamilton, Mounts, Pond, Saltzgaber, Sinks, and Strong—12.

Those who voted in the negative were—

Messrs. Carlisle, Entrekin, Fleischmann, Harper, Hartshorn, Hitchcock, Jackson, Kirby of Wyandot, Marriott, Moore, O'Hagan, Parker, Pollard, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—18.

So the amendment was disagreed to.

Mr. Tyler demanded a call of the Senate.

A call was had, and the following Senators answered to their names:

Messrs. Atkinson, Beebe, Beer, Carlisle, Carran, Cline, Creamer, Eggleston, Entrekin, Fleischmann, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pollard, Pond, Pringle, Richards, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—37.

On motion of Mr. Saltzgaber, further proceedings under the call were dispensed with.

The question recurring on concurring in the House amendments to said bill, the yeas and nays were ordered, taken, and resulted—yeas 19, nays 11, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Carlisle, Creamer, Entrekin, Hitchcock, Jackson, Kirby of Wyandot, Marriott, Moore, O'Hagan, Parker, Perkins, Pollard, Saltzgaber, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—19.

Those who voted in the negative were—

Messrs. Beer, Carran, Eggleston, Fleischmann, Horr, Hollingsworth, Kelly, Kirby of Hamilton, Mounts, Sinks, and Strong—11.

So the Senate concurred in said amendments.

The President *pro tem.* appointed on the part of the Senate on a committee of Conference on matters of difference between the two Houses on H. B. No. 665, Messrs. Eggleston, Sinks, and Wilkins of Fulton.

Mr. Eggleston submitted the following report:

The committee of Conference, to whom was referred the matters of difference between the two House on H. B. No. 665—having had the same under consideration, recommend as follows:

That the Senate recede from its first amendment to said bill, and that the House concur in the adoption of the second amendment thereto.

B. EGGLESTON,	GEORGE T. CHAPMAN,
JNO. F. SINKS,	CHAS. C. DAVIS,
JOHN A. WILKINS,	R. B. MCCRORY.

The question being on agreeing to said report, the yeas and nays were ordered, taken, and resulted—yeas 27, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Beer, Carlisle, Carran, Creamer, Eggleston, Harper, Hartshorn, Hitchcock, Horr, Kelly, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Richards, Saltzgaber, Sinks, Strong, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—27.

So the report was adopted.

Mr. Van Cleaf offered the following resolution :

S. R. No. 98: *Resolved*, That Hon. R. G. Richards, President *pro tem.*, is entitled to the thanks of the Senate for the dignity and ability with which he has presided over our deliberations; for the impartial and courteous treatment extended to each Senator, and for the promptness, fairness, and efficiency which have characterized all his acts

The question being on the adoption of said resolution, the yeas and nays were demanded, taken, and resulted—yeas 35, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Beer, Carlisle, Carran, Cline, Creamer, Eggleston, Entrekin, Fleischmann, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pollard, Pond, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—35.

So the resolution was adopted.

Mr. Strong submitted the following report:

The committee of Conference, to whom was referred the matters of difference between the two Houses in H. B. No. 971—having had the same under consideration, recommend that the Senate concur in House amendment to the Senate amendments, after being amended as follows: Strike out all after the figures "1881" in said House amendment, and that the House recede from so much of said amendment.

B. EGGLESTON,  
GEO. W. MOORE,  
L. M. STRONG,

J. SCOTT,  
S. A. CONRAD,  
GEO. W. CRITES.

The question being on agreeing to said report, the yeas and nays were ordered, taken, and resulted—yeas 31, nays 1, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Beer, Carlisle, Carran, Creamer, Eggleston, Entrekin, Fleischmann, Harper, Hartshorn, Horr, Kelly, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pond, Pringle, Richards, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—31.

Mr. Hollingsworth voted in the negative.

So the report was agreed to.

H. B. No. 719: To provide for the support of certain orphans of deceased soldiers outside of the Ohio Soldiers' and Sailors' Orphans' Home, and to repeal an act therein named—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 25, nays 2, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Carlisle, Eggleston, Entrekin, Fleischmann, Harper, Hartshorn, Hitchcock, Jackson, Kelly, Kirby of Wyandot, Moore, Mounts, O'Hagan, Perkins, Pollard, Pond, Pringle, Saltzgaber, Sinks, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—25.

Those who voted in the negative were—

Messrs. Carran and Horr—2.

So the bill passed. The title was agreed to.

Mr. Hitchcock submitted the following report:

The committee of Conference, to whom was referred the matters of difference between the two Houses as to House amendments to S. B. No. 145, having had the same under consideration, report:

Recommending that said amendments be amended as follows, and that the Senate concur in the same as amended:

1. In line 29, after "mulletts" insert, "in the waters of Lake Erie and the bays tributary thereunto, "or."

2. In line 31, strike out "twenty-fourth day of June" and insert "fifth day of June."

3. After line 34, insert "or caught in the Ohio river, on the shore bordering neighboring states, after the tenth day of June, until the first day of September, or who shall take any white-fish, with gill nets, in the waters of Lake Erie, during the spawning season, or during that season shall catch or destroy any fish, except by hook and line, shot-gun, or spearing, or in reservoirs containing one thousand acres or more, the waters of Lake Erie and bays tributary thereto, from the first day of April to the fifth day of June"

4. Strike out all lines 39, 40, 41, 42, and 43.

5. Add at end of line 53, "all nets and fishing materials in the possession of any person as principal or agent, used in the infringement of any of the provisions of this section shall be held for the payment of fines assessed or costs accruing in prosecutions under this section; any person may make complaint and prosecute for infringement of any provision of this section. Mayors of cities and justices of the peace shall have jurisdiction of offenders under this section."

THOMAS J. CARRAN,	F. THORP,
P. HITCHCOCK,	G. W. CLEMENT,
H. E. O'HAGAN,	LORENZO ELLIE.

The question being on agreeing to said report, the yeas and nays were ordered, taken, and resulted—yeas 25, nays 1, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Carlisle, Carran, Cline, Creamer, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Kirby of Wyandot, Mounts, O'Hagan, Perkins, Pollard, Pond, Pringle, Sinks, Tyler, Wilkins of Fulton, and Wilkins of Tuscarawas—25.

Mr. Beer voted in the negative.

So the report was adopted.

Sub. for H. B. No. 494: To amend original sections 1176, 1177, 1178, 1179, 1180, 1190, 1191, and 1196 of the Revised Statutes of Ohio—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 23, nays 3, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Beer, Carlisle, Cline, Eggleston, Harper, Hartshorn, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, O'Hagan, Perkins, Pond, Pringle, Richards, Saltzgaber, Sinks, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—23.

Those who voted in the negative were—

Messrs. Hitchcock, Hollingsworth, and Strong—3.

So the bill passed. The title was agreed to.

H. B. No. 822: To amend section 1692 of the Revised Statutes of Ohio—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 24, nays 1, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Carlisle, Carran, Cline, Creamer, Eggleston, Entrekin, Fleischmann, Harper, Hartshorn, Horr, Jackson, Kelly, Kirby of Wyandot, Moore, Pond, Pringle, Richards, Saltzgaber, Sinks, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—24.

Mr. Kirby of Hamilton voted in the negative.

So the bill passed. The title was agreed to.

Mr. Hitchcock submitted the following report:

The select committee of one, to whom was referred H. B. No. 635: To amend section 3324 of the Revised Statutes of Ohio—having had the same under consideration, report it back and recommend its passage.

P. HITCHCOCK.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 19, nays 1, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Carlisle, Carran, Creamer, Eggleston, Entrekin, Harper, Hitchcock, Kirby of Wyandot, Moore, Perkins, Pringle, Richards, Saltzgaber, Sinks, Tyler, Van Cleaf, and Wilkins of Tuscarawas—19.

Mr. Strong voted in the negative.

So the bill passed. The title was agreed to.

H. B. No. 986: To amend section 695 of the Revised Statutes of Ohio—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 21, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Carlisle, Creamer, Eggleston, Entrekin, Harper, Hartshorn, Jackson, Kirby of Hamilton, Kirby of Wyandot, Moore, Perkins, Pollard, Pond, Pringle, Richards, Saltzgaber, Sinks, Tyler, Van Cleaf, and Wilkins of Tuscarawas—21.

So the bill passed. The title was agreed to.

H. B. No. 991: To authorize certain townships to build railroads, and to lease or operate the same—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 19, nays 4, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Carlisle, Creamer, Eggleston, Entrekin, Fleischmann, Harper, Jackson, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, O'Hagan, Perkins, Saltzgaber, Sinks, Sullivan, Tyler, and Wilkins of Tuscarawas—19.

Those who voted in the negative were—

Messrs. Carran, Hitchcock, Hartshorn, and Strong—4.

So the bill passed. The title was agreed to.

H. B. No. 674: To amend section 2658 of the Revised Statutes of Ohio—(read the third time April 15) was taken up.

The pending question being the motion of Mr. Hollingsworth to strike out all of section 1 after the enacting clause, it was agreed to.

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The President *pro tem.* appointed Mr. Hollingsworth such committee, who reported the bill back amended as instructed.

On motion of Mr. Wilkins of Fulton, the bill was laid upon the table.

The following communication was received from the Governor :

STATE OF OHIO, EXECUTIVE DEPARTMENT,

COLUMBUS, April 19, 1881.

To the Senate :

I have the honor to nominate, and by and with the advice and consent of the Senate appoint, Mills Gardner, of Fayette county, to be a Trustee of the Reform School, for the term of five years.

Very respectfully,

CHARLES FOSTER, Governor.

Mr. Horr moved to refer said message to the committee on Reform School.

Which was disagreed to.

The question being on advising and consenting to said appointment, the ayes and nays were ordered, taken, and resulted—yeas 34, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Beer, Carlisle, Carran, Cline, Creamer, Eggleston, Entekin, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pond, Pringle, Richards, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—34.

So the Senate advised and consented to said appointment.

S. B. No. 464 : To authorize certain incorporated villages to construct machine shops, and to issue bonds therefor—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 20, nays 6, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Carlisle, Eggleston, Fleischmann, Harper, Horr, Hollingsworth, Kelly, Kirby of Wyandot, Moore, Mounts, O'Hagan, Perkins, Saltzgaber, Sinks, Sullivan, Tyler, Wilkins of Fulton, and Wilkins of Tuscarawas—20.

Those who voted in the negative were—

Messrs. Beer, Carran, Hartshorn, Pond, Richards, and Strong—6.

So the bill passed. The title was agreed to.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

Mr. President:

The House of Representatives has passed the following bill, in which the concurrence of the Senate is requested:

H. B. No. 939—Mr. Hill of Hamilton: To provide for the adjournment



of the decennial city boards of equalization in all cities of the first class, and for the revision of their action.

Attest :

D. J. EDWARDS, *Clerk*.

Said bill was read the first time.

Mr. Eggleston moved that the constitutional rule requiring bills to be read on three different days be dispensed with, that H. B. No. 939 may be read the second time by its title.

On which motion the yeas and nays were taken, and resulted—yeas 28, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Beer, Carlisle, Carran, Creamer, Eggleston, Fleischmann, Harper, Hitchcock, Hollingsworth, Kelly Kirby of Wyandot, Moore, Mounts, O'Hagan, Parker, Perkins, Pond, Pringle, Richards, Saltzgaber, Sinks, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—28.

So the motion was agreed to, and the bill was read the second time by its title.

Mr. Carran moved that the constitutional rule requiring bills to be read on three different days be dispensed with that H. B. No. 939 may be read the third time.

On which motion the yeas and nays were taken, and resulted—yeas 29, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Beer, Carlisle, Carran, Cline, Creamer, Eggleston, Fleischmann, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Kelly, Kirby of Wyandot, Moore, O'Hagan, Parker, Perkins, Pond, Pringle, Richards, Saltzgaber, Sinks, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—29.

So the motion was agreed to, and the bill was read the third time.

The question then being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 25, nays 3, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beer, Carlisle, Carran, Cline, Creamer, Eggleston, Fleischmann, Harper, Hartshorn, Horr, Kelly, Kirby of Hamilton, Kirby of Wyandot, Moore, O'Hagan, Parker, Perkins, Pond, Pringle, Richards, Saltzgaber, Tyler, Wilkins of Fulton, and Wilkins of Tuscarawas—25.

Those who voted in the negative were—

Messrs. Hitchcock, Hollingsworth, and Strong—3.

So the bill passed. The title was agreed to.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has concurred in the passage of the following bill:

S B. No. 411: To amend section 3309a of the Revised Statutes of Ohio, passed April 14, 1880. (O. L. vol. 77, page 206.)

With the following amendment, in which the concurrence of the Senate is requested:

In lines 9 and 10, section 1, strike out the words "any purpose that the

same may be needed in its business," and insert in lieu thereof the words "the purpose of leasing or purchasing branch or connecting roads, constructed or in process of construction, not exceeding ten miles in length."

In line 12, same section, strike out the words "other purposes necessary in its business," and insert in lieu thereof the words "the purpose of leasing or purchasing branch or connecting roads, constructed or in process of construction, not exceeding ten miles in length."

In section 2, after the word "repealed," insert the following: "Provided, that nothing in this act or in the sections of the Revised Statutes relating to railroad companies prior to section 3437 shall be construed as affecting street railroads."

In line 17, section 1, after the word "dollars" insert the word "or."

In line 7, section 1, after the figure "3308" strike out the word "may."

Attest:

D. J. EDWARDS, *Clerk*.

The question being on concurring in said amendments, the yeas and nays were ordered, taken, and resulted—yeas 25, nays 1, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Beer, Carlisle, Carran, Cline, Creamer, Eggleston, Entekin, Fleischmann, Horr, Kelly, Kirby of Hamilton, Kirby of Wyandot, Mounts, O'Hagan, Parker, Pond, Pringle, Richards, Saltzgaber, Sullivan, Tyler, Van Cleaf, and Wilkins of Fulton—25.

Mr. Strong voted in the negative.

So the Senate concurred in said amendments.

Mr. Wilkins of Tuscarawas moved to reconsider the vote by which the Senate concurred in House amendments to S. B. No. 266.

Mr. Fleischmann demanded a call of the Senate.

A call was had, and the following Senators answered to their names:

Messrs. Atkinson, Beebe, Beer, Carlisle, Carran, Cline, Creamer, Eggleston, Entekin, Fleischmann, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pollard, Pond, Pringle, Richards, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—36

On motion of Mr. Fleischmann, further proceedings under the call were dispensed with.

On motion of Mr. Eggleston, further consideration of Mr. Fleischmann's motion was postponed until to-morrow morning.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has passed the following bill, in which the concurrence of the Senate is requested:

H. B. No. 984—Mr. Patton: Making an appropriation to construct a culvert under the Miami and Erie canal, in Washington township, Paulding county.

Attest:

D. J. EDWARDS, *Clerk*.

Said bill was read the first time.

Mr. Saltzgaber moved that the constitutional rule requiring bills to be read on three different days be dispensed with, that H. B. No. 984 may be read the second time by its title.

On which motion the yeas and nays were taken, and resulted—yeas 33, nays 1, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Beer, Carlisle, Carran, Cline, Creamer, Eggleston, Entrekkin, Fleischmann, Harper, Hartshorn, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pollard, Pringle, Richards, Saltzgaber, Sinks, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—33.

Mr. Pond voted in the negative.

So the motion was agreed to, and said bill was read the second time by its title.

Mr. Hitchcock moved to amend said bill as follows:

After the word "necessary" insert "to the interest of the Public Works."

On motion of Mr. Saltzgaber, said bill and proposed amendment were referred to the committee on Public Works.

Mr. Beer moved that the vote by which Mr. Fleischmann's motion to reconsider the vote whereby S. B. No. 266 passed the Senate was postponed until to morrow morning, be reconsidered.

On which motion the yeas and nays were demanded, taken, and resulted—yeas 15, nays 15, as follows:

Those who voted in the affirmative were—

Messrs. Beer, Carran, Cline, Eggleston, Fleischmann, Hartshorn, Horr, Hollingsworth, Kelly, Kirby of Hamilton, Mounts, Pond, Pringle, Sinks, and Strong—15.

Those who voted in the negative were—

Messrs. Carlisle, Entrekkin, Harper, Hitchcock, Jackson, Kirby of Wyandot, Marriott, Moore, O'Hagan, Parker, Perkins, Pollard, Tyler, Van Cleaf, and Wilkins of Fulton—15.

So the motion was disagreed to.

The following communication was received from the Governor:

STATE OF OHIO, EXECUTIVE DEPARTMENT,

COLUMBUS, *April* 19, 1881.

*To the Senate:*

I have the honor to nominate, and by and with the advice and consent of the Senate appoint, Nathan P. Payne, of Cuyahoga county, to be a Trustee of the Reform School, for the unexpired term ending April 14, 1883, to fill the vacancy caused by the resignation of Louis Miller, of Summit county.

Very respectfully,

CHARLES FOSTER, *Governor.*

The question being on advising and consenting to said appointment, the yeas and nays were ordered, taken, and resulted—yeas 33, nays none, as follows:

Tuesday, April 19, 1881.

Those who voted in the affirmative were—

Messrs Beebe, Beer, Carlisle, Carran, Creamer, Entrekin, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pollard Pond, Pringle, Richards, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—33.

So the Senate advised and consented to said appointment.

The following communication was received from the Governor :

STATE OF OHIO, EXECUTIVE DEPARTMENT,

COLUMBUS, *April 19, 1881.*

*To the Senate:*

I have the honor to nominate, and by and with the advice and consent of the Senate appoint, Charles H. Moore, of Franklin county, to be Superintendent of Insurance, for the term of three years, beginning June 3, 1881, vice Joseph F. Wright, of Hamilton county, whose term will expire June 2, 1881.

Very respectfully,

CHARLES FOSTER, *Governor.*

Mr. Horr moved that said appointment be referred to the committee on Insurance.

Mr. Hitchcock moved that the Senate take a recess until 8 o'clock this evening.

On which motion the yeas and nays were taken, and resulted—yeas 11, nays 22, as follows :

Those who voted in the affirmative were—

Messrs. Beer, Carran, Entrekin, Harper, Hartshorn, Hitchcock, Horr, Kelly, Mounts, Richards, and Strong—11.

Those who voted in the negative were—

Messrs. Beebe, Carlisle, Cline, Creamer, Hollingsworth, Jackson, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, O'Hagan, Parker, Pollard, Pond, Pringle, Saltzgaber, Sinks, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—22.

So the motion was disagreed to.

The question recurring on the motion to refer the message of the Governor to the committee on Insurance, the yeas and nays were demanded, taken, and resulted—yeas 6, nays 26, as follows :

Those who voted in the affirmative were—

Messrs. Beer, Entrekin, Hitchcock, Horr, Saltzgaber, and Strong—6.

Those who voted in the negative were—

Messrs. Beebe, Carlisle, Carran, Creamer, Eggleston, Harper, Hartshorn, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Pollard, Pond, Pringle, Sinks, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—26.

So the motion was disagreed to.

The question then being on advising and consenting to the appoint-

ment of Chas. H. Moore, the yeas and nays were ordered, taken, and resulted—yeas 32, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Carlisle, Carran, Cline, Creamer, Eggleston, Entrekin, Harper, Hartshorn, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pollard, Pond, Pringle, Richards, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—32.

So the Senate advised and consented to said appointment.

The following communication was received from the Governor:

STATE OF OHIO, EXECUTIVE DEPARTMENT,

COLUMBUS, April 19, 1881.

*To the Senate:*

I have the honor to nominate, and by and with the advice and consent of the Senate appoint, Roeliff Brinkerhoff, of Richland county, and Charles Boessel, of Auglaize county, to be members of the Board of State Charities, for the term of three years, beginning April 23, 1881.

Very respectfully,

CHARLES FOSTER, Governor.

Mr. Beer moved to refer said message to the committee on Benevolent Institutions.

On which motion the yeas and nays were demanded, taken, and resulted—yeas 1, nays 30, as follows:

Mr. Beer voted in the affirmative.

Those who voted in the negative were—

Messrs. Beebe, Carlisle, Carran, Creamer, Eggleston, Harper, Hartshorn, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pollard, Pond, Pringle, Richards, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—30.

So the motion was disagreed to.

Mr. Beer moved to take a recess until half-past 8 o'clock this evening. Which was disagreed to.

The question then being on advising and consenting to the appointment of Roeliff Brinkerhoff, the yeas and nays were ordered, taken, and resulted—yeas 31, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Carlisle, Carran, Cline, Creamer, Eggleston, Harper, Hartshorn, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pollard, Pond, Pringle, Richards, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—31.

So the Senate advised and consented to said appointment.

The question then being on advising and consenting to the appointment of Charles Boessel, the yeas and nays were ordered, taken, and resulted—yeas 31, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Carlisle, Carran, Cline, Creamer, Eggleston, Harper, Hartshorn, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pollard, Pond, Pringle, Richards, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, and Wilkins of Fulton, and Wilkins of Tuscarawas—31.

So the Senate advised and consented to said appointment.

Mr. Fleischmann submitted the following report:

The committee on Public Building, to whom was referred H. B. No. 791: To provide for improving the heating and ventilation of the State House, and better lighting of the rotunda—having had the same under consideration, report it back and recommend its passage.

CHAS FLEISCHMANN,  
C. S. PARPER.

Said bill was ordered to be read the third time to morrow.

On motion Mr. Sinks the Senate took a recess until 8½ o'clock this evening.

HALF-PAST EIGHT O'CLOCK P. M.

Mr. Carlisle offered the following resolution:

S. R. No. 99: *Resolved*, That P. S. Simms, Assistant Sergeant-at-Arms of the Senate, be allowed the sum of ten days per diem, for services to be rendered after the close of the session, and the President *pro tem* of the Senate is hereby authorized and directed to draw his warrant for the same.

The question being on the adoption of said resolution, the yeas and nays were ordered, taken, and resulted—yeas 24, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Beer, Carlisle, Carran, Cline, Eggleston, Entekin, Harper, Horr, Kelly, Kirby of Wyandot, Marriott, Moore, Mounts, Perkins, Pollard, Pond, Richards, Sinks, Strong, Sullivan, Van Cleaf, and Wilkins of Fulton—24.

So the resolution was adopted.

Mr. Carlisle offered the following resolution:

S. R. No. 100: *Resolved*, That T. C. Downey, Sergeant at Arms of the Senate, be allowed per diem for ten days services rendered prior to the assembling of the present Senate, and to be performed after the adjournment of this General Assembly, as required by law, and the President of the Senate is hereby authorized to draw his warrant for the same.

The question being on the adoption of the resolution, the yeas and nays were ordered, taken, and resulted—yeas 24, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Beer, Carlisle, Carran, Cline, Creamer, Eggleston, Entekin, Harper, Hartshorn, Kelly, Kirby of Wyandot, Moore, Mounts, O'Hagan, Perkins, Pollard, Pond, Richards, Saltzgaber, Sinks, Tyler, Van Cleaf, and Wilkins of Fulton—24.

So the resolution was adopted.

Mr. Sinks submitted the following report:

The committee on Claims to whom was referred H. J. R. No. 119: Authorizing the Governor to appoint a commissioner for settlement of

swamp land claims—having had the same under consideration, report it back without recommendation.

JNO. F. SINKS,  
J. L. MOUNTS,  
F. B. POND,

C. S. PARKER,  
J. J. SULLIVAN,  
L. M. STRONG.

Mr. Hartshorn moved to amend said resolution as follows:

Strike all after the word "Ohio," in line 8, and insert the following: "That the Representatives and Senators from the State of Ohio, in the the Congress of the United States, be and are hereby requested to do all in their power to procure the enactment of such laws as may be necessary to obtain an adjustment and settlement of these claims."

On which motion the yeas and nays were demanded, taken, and resulted—yeas 11, nays 15, as follows:

Those who voted in the affirmative were—

Messrs. Beer, Cline, Creamer, Harper, Hartshorn, Kelly, Perkins, Pond, Pringle, Sinks, and Tyler—11.

Those who voted in the negative were—

Messrs. Atkinson, Beebe, Carlisle, Carran, Horr, Jackson, Kirby of Wyandot, Marriott, Moore, O'Hagan, Parker, Saltzgaber, Strong, Van Cleaf, and Wilkins of Tuscarawas—15.

So the amendment was disagreed to.

The question then being on the adoption of the resolution, the yeas and nays were ordered, taken, and resulted—yeas 21, nays 6, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Carlisle, Carran, Cline, Eggleston, Fleischmann, Horr, Jackson, Kirby of Wyandot, Marriott, Moore, O'Hagan, Parker, Perkins, Pollard, Pringle, Saltzgaber, Strong, Van Cleaf, and Wilkins of Tuscarawas—21.

Those who voted in the negative were—

Messrs. Beer, Creamer, Hartshorn, Kelly, Pond, and Sinks—6.

So the resolution was adopted.

Mr. Van Cleaf offered the following resolution:

S. R. No. 101: *Resolved*, That the Pages of the Senate, L. A. Alexander, A. E. Drennen, S. T. Herbert, J. E. Jones, and W. B. Norris, be each allowed five days per diem, for services to be rendered after the adjournment of this General Assembly, and the President of the Senate is hereby authorized and directed to draw his warrant for the same.

Mr. Saltzgaber gave notice to discuss, and the resolution went over under the rules.

Mr. Carran, from the joint committee of the two houses, appointed to investigate the past management of the Reform School for Boys, reported the result of said investigation.

Mr. Pond moved that said report be printed in the Appendix of the Journal.

On which motion the yeas and nays were demanded, taken, and resulted—yeas 18, nays 12 as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Beer, Carran, Cline, Creamer, Eggleston, Entrekin, Hartshorn, Horr, Kirby of Wyandot, Marriott, Mounts, Perkins, Pond, Richards, Saltzgaber, Sinks, and Wilkins of Fulton—18.

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Those who voted in the negative were—  
Messrs. Atkinson, Carlisle, Harper, Hollingsworth, Kelly, Moore,  
O'Hagan, Parker, Pringle, Strong, Sullivan, and Van Cleaf—12.  
So the motion was agreed to.

## MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has concurred in the passage of the following bills:

S. B. No. 447: To authorize certain townships to build railroads, and to lease or operate the same.

With the following amendments, in which the concurrence of the Senate is requested:

In line 4, section 1, after the word "90," insert "1068, 1459, and 617."

In section 1, line 4, add after the words and figures "617," the words and figures "1862."

In line 26, section 2, strike out the words "a majority" and insert "two-thirds."

In line 1, section 2, strike out the words "a majority" and insert the words "two-thirds."

Attest:

D. J. EDWARDS, Clerk.

The question being on concurring in said amendments, the yeas and nays were ordered, taken, and resulted—yeas 25, nays 3, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Beer, Carlisle, Cline, Creamer, Harper, Horr, Kelly, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pollard, Pond, Saltzgaber, Sinks, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—25.

Those who voted in the negative were—

Messrs. Carran, Eggleston, and Strong—3.

So the amendments were concurred in.

Mr. Pond moved to reconsider the vote by which S. R. No. 96 was adopted.

Which was agreed to.

Mr. Pond moved to amend said resolution as follows:

Strike out the words "extra" and the words "after adjournment," in line 3, and insert the words "rendered to the Senate."

Which was agreed to.

The question then being on the adoption of the resolution, the yeas and nays were ordered, taken, and resulted—yeas 27, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Beer, Carlisle, Carran, Cline, Creamer, Eggleston, Fleischmann, Harper, Horr, Jackson, Kelly, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Perkins, Pollard, Pond, Richards, Saltzgaber, Sullivan, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—27.

So the resolution was adopted.



Mr. O'Hagan offered the following resolution :

S. R. No. 102: *Resolved*, That Alex. McDowoll and Geo. P. Cost, Assistant Sergeants at-Arms, be allowed ten days per diem, for services rendered to the Senate, and the President of the Senate is hereby authorized and directed to draw his warrant for the same.

The question being on the adoption of the resolution, the yeas and nays were ordered, taken, and resulted—yeas 26, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Beer, Carlisle, Carran, Cline, Creamer, Eggleston, Harper, Horr, Jackson, Kelly, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Perkins, Pond, Richards, Saltzgeber, Sinks, Sullivan, Tyler, Van Cleaf, and Wilkins of Fulton—26.

So the resolution was adopted.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President :*

The following bills have been introduced in the House of Representatives, and read the first time :

H. B. No. 999—Mr. French: To authorize the mayor and council of the incorporated village of Jefferson, Ashtabula county, Ohio, to sell certain grounds therein named, and to make a conveyance therefor.

H. B. No. 1000—Mr. Estill: To secure to laborers a just remuneration for work.

Attest:

D. J. EDWARDS, *Clerk.*

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President :*

The House of Representatives has appointed as a committee of Conference, on matters of difference between the two Houses, on the part of the House, on

H. B. No. 665: To amend section 3240 of the Revised Statutes of Ohio.

Messrs. Chapman, Davis, and McCrory.

Attest:

D. J. EDWARDS, *Clerk.*

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President :*

The House of Representatives has adopted the report of the committee of Conference, on matters of difference between the two Houses on

H. B No. 665: To amend section 3240 of the Revised Statutes of Ohio.

Attest:

D. J. EDWARDS, *Clerk.*

Tuesday, April 19, 1881.

## MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has concurred in Senate amendments to House amendments to the following bill:

S. B. No. 266: Supplementary to section 7016 of the Revised Statutes of Ohio.

Attest:

D. J. EDWARDS, *Clerk*.

## MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has adopted the report of the committee of Conference on matters of difference between the two Houses on Amended H. B. No. 898: Making appropriations to meet deficiencies.

Attest:

J. EDWARDS, *Clerk*.

## MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has adopted the report of the committee of Conference on matters of difference between the two Houses on Amended H. B. No. 971: Making appropriations to meet deficiencies.

Attest:

D. J. EDWARDS, *Clerk*.

## MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has adopted the report of the committee of Conference on matters of difference between the two Houses on H. B. No. 809: To amend section 1284 of the Revised Statutes of Ohio.

Attest:

D. J. EDWARDS, *Clerk*.

## MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has passed the following bill, in which the concurrence of the Senate is requested:

H. B. No. 837—Mr. Robinson: To amend sections 362, 4051, 4057, and 4060 of the Revised Statutes of Ohio.

Attest:

D. J. EDWARDS, *Clerk*.

Said bill was read the first time.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has adopted the report of the committee of Conference on matters of difference between the two Houses on

S. B. No. 145: To prohibit the catching of brook trout and salmon, except by angling.

Attest:

D. J. EDWARDS, *Clerk*.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has refused to concur in the passage of the following bills:

S. B. No. 311: More effectually to provide against the evils resulting from the traffic in intoxicating liquors.

S. B. No. 426: To amend section 8307 of the Revised Statutes of Ohio.

S. B. No. 396: To authorize certain townships to build railroads, and to lease or operate the same.

Attest:

D. J. EDWARDS, *Clerk*.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has concurred in the passage of the following bills:

S. B. No. 414: To authorize certain townships to build railroads, and to lease or operate the same.

S. B. No. 435: To authorize certain townships to build railroads, and to lease or operate the same.

S. B. No. 436: To authorize certain townships to build railroads, and to lease or operate the same.

S. B. No. 467: To authorize certain cities to grant rights of way to railroad companies.

S. B. No. 451: Supplementary to an act entitled "an act to authorize certain townships to build railroads, and to lease or operate the same," passed April 15, 1880 (O. L., vol. 77, p. 255), and the act amendatory thereof, passed March, 1881.

S. B. No. 466: To aid the village of Malta Morgan county, to annex itself to the village of McConnelsville, in said county.

Attest:

D. J. EDWARDS, *Clerk*.

## MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has concurred in the Senate amendments to the following bills:

H. B. No. 634: To authorize the commissioners of Hamilton county to build a road from the corporate limits of Cincinnati to intersect the Colerain pike at Mt. Airy.

H. B. No. 517: Amendatory of and supplementary to title 12 of the Revised Statutes.

H. B. No. 724: To repeal sections 367, 368, 369, 370, 371, 372, 373, 374, 375, 376, 377, 378, 379, 380, 381, 382, 383, 384, 385, 386, 387, 388, 389, 390, 391, 392, and 393 of the Revised Statutes, and to authorize the sale of the State Tobacco Warehouse at Bellaire.

Attest:

D. J. EDWARDS, *Clerk.*

Mr. Hollingsworth submitted the following report:

The joint committee on Enrollment have examined, and found correctly enrolled, the following bills and joint resolutions:

S. B. No. 38: To authorize the issue of bonds to supply certain deficiencies in cities of the first grade of the first class, and for other purposes.

S. B. No. 456: To authorize certain townships to build railroads, and to lease or operate the same.

S. J. R. No. 88: Fixing the time of sine die adjournment of the 64th General Assembly.

S. B. No. 452: To authorize the incorporated village of Athens to transfer certain funds therein named.

S. B. No. 421: To create two election precincts, in Brown township, Vinton county, Ohio.

S. B. No. 265: To provide for the examination and payment of certain military claims, and making an appropriation therefor.

H. B. No. 348: An act entitled "an act to amend section 2 of an act entitled an act supplementary to an act defining the powers and duties of the Board of Public Works, passed May 14, 1878, passed June 21, 1879.

H. B. No. 944: Authorizing commissioners of Scioto county to build certain free turnpikes.

H. B. No. 997: To authorize the city council of the city Mt. Vernon, Knox county, to issue bonds for the purpose of providing said city with a system of public water works.

H. B. No. 900: To amend section 761 of the Revised Statutes of Ohio, passed April 17, 1880.

H. B. No. 990: To authorize the time for holding the third term of the court of common pleas in the county of Mercer for the year 1881.

H. B. No. 937: Authorizing the county commissioners of Sandusky county, Ohio, to levy an additional tax for county and poor purposes.

H. B. No. 794: Supplementary to the act of the General Assembly entitled "an act to authorize the commissioners of Noble county to construct certain free turnpike roads," passed April 14, 1880. (Ohio Laws, volume 77, page 394.)

S. B. No. 467: To authorize certain cities to grant rights of way to railroad companies.

S. B. No. 412: To authorize certain incorporated villages to build rail-roads, and to lease or operate the same.

S. B. No. 411: To amend section 3309a of the Revised Statutes of Ohio, passed April 14, 1880. (Ohio Laws, volume 77, page 206)

H. B. No. 587: To amend section 4841 of the Revised Statutes.

H. B. No. 534: To amend section 5880 of the Revised Statutes of Ohio, relating to liens upon water-crafts.

H. B. No. 903: To authorize the commissioners of Allen county, Ohio, to transfer fund from tax on dogs to the Agricultural Society of Allen county, Ohio.

H. B. No. 712: To amend section 1043 of the Revised Statutes of Ohio.

H. B. No. 902: Authorizing the issue of bonds by Jackson school district, Jackson county, Ohio.

H. B. No. 897: Making appropriations for the benevolent penal, and correctory institutions of the State, for the last three quarters of the fiscal year ending November 15, 1881, and the first quarter of the fiscal year ending February 15, 1882.

H. J. R. No. 123: Relative to the loan of guns and accoutrements of the O. N. G.

H. J. R. No. 128: Relative to printing for Ohio State Board of Agriculture.

S. B. No. 297: To amend sections 3033, 3034, 3035, 3036, 3037, 3038, 3039, 3046, 3071, 3075, 3078, 3081, and 3082 of the Revised Statutes of Ohio.

S. B. No. 400: To amend section 2903 of the Revised Statutes of Ohio.

S. B. No. 418: To amend section 6964 of the Revised Statutes of Ohio.

S. B. No. 403: Authorizing and empowering the council of the incorporated village of Shawnee, Perry county, Ohio, to purchase a lot and erect thereon suitable buildings for engine and hose carriage, and sinking cisterns.

S. B. No. 462: To authorize the city of Warran, Trumbull county, Ohio, to borrow money for protection against fire.

Sub. for H. J. R. No. 112: Empowering the Board of Public Works to lease certain lots or pieces of lands.

H. B. No. 545: To amend section 4400 of the Revised Statutes of Ohio.

H. B. No. 739: To amend sections 1941, 1945, 1946, and 1947 of the Revised Statutes of Ohio.

H. B. No. 783: To amend sections 63, 66, and 70, and to repeal section 76 of the Revised Statutes of Ohio.

H. B. No. 933: To amend section 5 of an act entitled "an act to provide for the protection of the canals of the State of Ohio, the regulation of the navigation thereof, and for the collection of tolls," passed March 28, 1840.

H. B. No. 919: For the relief of John Curtis, John Reid, and the legal representatives of George Brown & Co.

H. B. No. 950: To amend section 1 of an act entitled "an act to authorize the commissioners of Franklin county to build a bridge across the Scioto river in said county, and to levy a tax for that purpose," passed March 30, 1880.

H. B. No. 952: To authorize certain cities to build railroads, and to lease or operate the same.

H. B. No. 958: Amendatory of and supplementary to an act passed and took effect April 13, 1880, entitled "an act to authorize certain townships in Putnam county, State of Ohio, to levy taxes to improve the public highways in said townships, and for other purposes, and repeal certain sections therein named.

D. A. HOLLINGSWORTH,  
L. M. STRONG,  
G. W. MOORE,

H. R. SMITH,  
W. T. WALLACE,  
JNO. HARDY.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The Speaker of the House of Representatives has, in the presence of the House, signed the following bills and joint resolutions:

S. B. No. 467: To authorize certain cities to grant rights of way to railroad companies.

S. B. No. 411: To amend section 3309a of the Revised Statutes of Ohio, passed April 14, 1880. (Ohio Laws, vol. 77, p. 206.)

S. B. No. 308: To authorize the issue of bonds to supply certain deficiencies in cities of the first grade of the first class, and for other purposes.

S. B. No. 456: To authorize certain townships to build railroads, and to lease or operate the same.

S. J. R. No. 88: Fixing the time of *sine die* adjournment of the 64th General Assembly.

H. B. No. 348: To amend an act entitled an act to amend section 2 of an act entitled an act supplementary to an act defining the powers and duties of the Board of Public Works, passed May 14, 1878, passed June 21, 1879.

H. B. No. 944: Authorizing the commissioners of Scioto county to build certain free turnpikes.

H. B. No. 997: To authorize the council of the city of Mt. Vernon Knox county, to issue bonds for the purpose of providing said city with a system of public water works.

H. B. No. 900: To amend section 761 of the Revised Statutes of Ohio.

H. B. No. 990: To change the time for holding the third term of the court of common pleas in the county of Mercer for the year 1881.

H. B. No. 937: Authorizing the county commissioners of Sandusky county, Ohio, to levy an additional tax for county and poor purposes.

H. B. No. 794: Supplementary to the act of the General Assembly entitled "an act to authorize the commissioners of Noble county to construct certain free turnpike roads," passed April 15, 1880.

S. B. No. 412: To authorize certain incorporated villages to build railroads, and to lease or operate the same.

H. B. No. 545: To amend section 4800 of the Revised Statutes of Ohio.

H. B. No. 739: To amend sections 1941, 1945, 1946, and 1947 of the Revised Statutes of Ohio.

H. B. No. 783: To amend section 63, 66, and 70, and to repeal section 76 of the Revised Statutes of Ohio

H. B. No. 933: To amend section 5 of an act entitled an act to provide for the protection of the canals of Ohio, the regulation of the navigation thereof, and for the collection of tolls, passed March 28, 1840.

H. B. No. 919: For the relief of John Curtis, John Reid, and the legal representatives of Geo. Brown & Co.

H. B. No. 950: To amend section 1 of an act entitled "an act to authorize the commissioners of Franklin county to build a bridge across the Scioto river, in said county, and to levy a tax for that purpose," passed March 30, 1880.

H. B. No. 952: To authorize certain cities to build railroads, and to lease or operate the same.

H. B. No. 958: Amendatory and supplementary to an act passed and took effect April 13, 1880, entitled an act to authorize certain townships in Putnam county, Ohio, to levy taxes to improve the public highways in said townships and for other purposes, and to repeal certain sections therein named.

S. B. No. 297: To amend sections 3033, 3034, 3035, 3036, 3037, 3038, 3039, 3046, 3071, 3075, 3078, 3081, and 3082 of the Revised Statutes of Ohio.

S. B. No. 400: To amend section 2093 of the Revised Statutes of Ohio.

S. B. No. 418: To amend section 6964 of the Revised Statutes of Ohio.

S. B. No. 403: Authorizing and empowering the council of the incorporated village of Shawnee, Perry county, Ohio, to purchase a lot and erect thereon suitable buildings for engine and hose carriage, and sinking cisterns.

S. B. No. 462: To authorize the city of Warren, Trumbull county, Ohio, to borrow money for protection against fire.

H. B. No. 897: Making appropriations for the benevolent, penal, and reformatory institutions of the State for the last three-quarters of the fiscal year ending November 15, 1881, and the first quarter of the fiscal year ending February 15, 1882.

H. J. R. No. 123: Relative to the loan of guns and accoutrements of the O. N. G.

H. J. R. No. 128: Relative to printing for the Ohio State Board of Agriculture.

Sub. for H. J. R. No. 112: Empowering the Board of Public Works to lease certain lots or pieces of land.

S. B. No. 452: To authorize the incorporated village of Athens to transfer certain funds therein named.

H. B. No. 587: To amend section 4841 of the Revised Statutes of Ohio.

H. B. No. 534: To amend section 5880 of the Revised Statutes of Ohio, relating to lien upon water-craft.

H. B. No. 903: To authorize the commissioners of Allen county, Ohio, to transfer funds from tax on dogs to the Agricultural Society of Allen county, Ohio.

H. B. No. 712: To amend section 1043 of the Revised Statutes of Ohio.

Tuesday, April 19, 1881.

H. B. No. 902: Authorizing issue of bonds by Jackson school district, Jackson county, Ohio.

S. B. No. 421: To create two election precincts in Brown township, Vinton county, Ohio.

S. B. No. 265: To provide for the examination and payment of certain military claims, and making an appropriation therefor.

Attest:

D. J. EDWARDS, *Clerk*.

The President *pro tem.*, in the presence of the Senate, signed said bills and joint resolutions.

The following communication was received from the Governor:

STATE OF OHIO, EXECUTIVE DEPARTMENT,

COLUMBUS, April 19, 1881.

*To the Senate:*

I have the honor to nominate, and by and with the advice and consent of the Senate appoint, B. F. Brannon, of Hamilton county, to be a Trustee of the Cincinnati Hospital, for the remainder of the term ending April 30, 1885.

The act "regulating the Commercial Hospital of Cincinnati," passed March 11, 1861, requires the Governor to appoint one of the trustees of that institution, and fixes the term (except of ex-officio trustees) at five years; but the terms of the trustees first appointed were "classified by lot," as required by the act. It appears from an authenticated transcript of the proceedings of the trustees at their first meeting under this act, furnished at my request, that the appointee of the Governor was allotted a term of four years; but there is no evidence that the Executive Department was advised of this fact, and the Governor has appointed a trustee at regular intervals of five years since the first appointment: Hon. M. B. Hagans, who was appointed in 1876, resigned December 4, 1880, and B. F. Brannon was appointed for the unexpired term shown by the records of this Department. But as the term of the Governor's appointee should end in 1885, I assume that one year thereof will have expired April 30, 1881, and, therefore, make the above appointment for the remainder of the term.

By an act passed April 3, 1868, the name of the institution mentioned in the act referred to, was changed to "Cincinnati Hospital."

Very respectfully,

CHARLES FOSTER, *Governor*.

The question being on advising and consenting to said appointment, the yeas and nays were ordered, taken, and resulted—yeas 28, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Beer, Carlisle, Cline, Creamer, Eggleston, Fleischmann, Harper, Hartshorn, Hollingsworth, Jackson, Kelly, Kirby of Wyandot, Moore, Mounts, Parker, Perkins, Pollard, Pond, Pringle,



Richards, Saltzgaber, Strong, Sullivan, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—28.

So the Senate advised and consented to said appointment.

Mr. Pond moved to take from the table S. R. No. 56.

Which was agreed to.

Mr. Pond moved to amend said resolution as follows:

Strike out all after the word "resolved" and insert:

"That Frank D. Bayless, of Adams county, contestant of the seat of the Hon. John K. Pollard, a member of this Senate from the Seventh Senatorial District, be allowed the pay of a member of the General Assembly from the 5th day of January, A.D. 1880, the first day of that session, up to and including the 26th day of February, A.D. 1880, the day the contest was decided, to the amount of \$100, and also the mileage one way of a member of this Senate for one session, amounting to \$23; and that the President of the Senate is hereby authorized and required to audit the same and give his certificate therefor, payable out of the funds appropriated for the payment of the members of the General Assembly."

Mr. Hollingsworth moved that the Senate adjourn.

Which was disagreed to.

Mr. Kelly moved to lay the resolution and amendment on the table.

On which motion, the yeas and nays were demanded, taken, and resulted—yeas 14, nays 16, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Beer, Cline, Creamer, Eggleston, Fleischmann, Harts-horn, Horr, Hollingsworth, Kelly, Moore, Sinks, Strong, and Wilkins of Tuscarawas—14.

Those who voted in the negative were—

Messrs. Atkinson, Carlisle, Carran, Harper, Jackson, Kirby of Wyandot, Marriott, O'Hagan, Parker, Pollard, Pond, Pringle, Saltzgaber, Tyler, Van Cleaf, and Wilkins of Fulton—16.

So the motion was disagreed to.

Mr. Hollingsworth raised the point of order that the amendments to said resolution were already pending, and therefore the motion of Mr. Pond was not in order.

Mr. Kelly moved that the Senate take a recess until to-morrow at 8 a.m.

On which motion the yeas and nays were demanded, taken, and resulted—yeas 12, nays 20, as follows:

Those who voted in the affirmative were—

Messrs. Beer, Cline, Creamer, Eggleston, Fleischmann, Horr, Hollingsworth, Kelly, Mounts, Richards, Strong, and Wilkins of Tuscarawas—12.

Those who voted in the negative were—

Messrs. Atkinson, Beebe, Carlisle, Carran, Harper, Jackson, Kirby of Wyandot, Marriott, O'Hagan, Parker, Perkins, Pollard, Pond, Pringle, Saltzgaber, Sinks, Sullivan, Tyler, Van Cleaf, and Wilkins of Fulton—20.

So the motion was disagreed to.

The President *pro tem.* decided the point of order of Mr. Hollingsworth well taken.

Mr. Pond, by consent of the Senate, withdrew his amendment.

Mr. Hollingsworth moved to postpone said resolution until 10 o'clock to-morrow morning, and to make it the special order for that hour.

On which motion the yeas and nays were demanded, taken, and resulted—yeas 15, nays 15, as follows:

Those who voted in the affirmative were—

Messrs. Beer, Carran, Cline, Creamer, Eggleston, Fleischmann, Hartshorn, Horr, Hollingsworth, Kelly, Perkins, Richards, Sinks, Strong, and Wilkins of Tuscarawas—15.

Those who voted in the negative were—

Messrs. Atkinson, Carlisle, Harper, Jackson, Kirby of Wyandot, Marriott, Moore, O'Hagan, Parker, Pond, Pringle, Saltzgaber, Tyler, Van Cleaf, and Wilkins of Fulton—15.

So the motion was disagreed to.

Mr. Hollingsworth moved to postpone said resolution until to-morrow morning at 9 o'clock, and to make it the special order for that hour.

On which motion the yeas and nays were demanded, taken, and resulted—yeas 20, nays 14, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Beer, Carran, Cline, Creamer, Eggleston, Entrekin, Fleischmann, Hartshorn, Hitchcock, Horr, Hollingsworth, Kelly, Kirby Wyandot, Mounts, Perkins, Richards, Sinks, Strong, and Wilkins of Tuscarawas—20.

Those who voted in the negative were—

Messrs. Atkinson, Carlisle, Harper, Jackson, Moore, O'Hagan, Parker, Pond, Pringle, Saltzgaber, Sullivan, Tyler, Van Cleaf, and Wilkins of Fulton—14.

So the motion, not having received the two-thirds vote necessary to establish a special order, was disagreed to.

Mr. Hollingsworth moved to indefinitely postpone said resolution.

Mr. Marriott, by consent of the Senate, withdrew his motion to amend Mr. Hollingsworth's amendment to said resolution.

The question then being on the motion of Mr. Hollingsworth to amend said resolution—

Mr. Van Cleaf moved to amend the amendment by striking out "fifty" and inserting "one hundred."

Mr. Saltzgaber moved that the Senate take a recess until to-morrow morning at 9 o'clock.

Which was agreed to.

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WEDNESDAY April 20, 1881—9 o'clock A M.

Prayer by Rev. W. E. Moore.

Mr. Eggleston demanded a call of the Senate.

A call was had, and the following Senators answered to their names:

Messrs. Beebe, Carlisle, Carran, Eggleston, Entrekin, Fleischmann, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, Parker, Pollard, Pond, Pringle, Richards, Sinks, Strong, Tyler, Van Cleaf, and Wilkins of Tuscarawas—27.

The President *pro tem.* directed the Sergeant-at-Arms to close the doors of the Senate and dispatch messengers for absentees.

Messrs. Beer, Perkins, and Creamer appeared within the bar of the Senate and answered to their names.

On motion of Mr. Eggleston, further proceedings under the call were dispense with.

Mr. Eggleston moved to take up Mr. Fleischmann's motion to reconsider the vote by which the Senate concurred in House amendments to S. B. No. 266.

On which motion the yeas and nays were demanded, taken and resulted—yeas 10, nays 14, as follows:

Those who voted in the affirmative were—

Messrs. Beer, Carran, Eggleston, Fleischmann, Hartshorn, Horr, Hollingsworth, Kirby of Hamilton, Mounts, and Sinks—10.

Those who voted in the negative were—

Messrs. Carlisle, Creamer, Entrekin, Harper, Jackson, Kirby of Wyandot, Marriott, Moore, Parker, Pollard, Pond, Tyler, Van Cleaf, and Wilkins of Fulton—14.

So the motion was disagreed to.

Mr. Van Cleaf moved to take from the table S. R. 101.

Which was agreed to.

The question being on adopting the resolution, the yeas and nays were ordered, taken, and resulted—yeas 25, nays 1, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Beer, Carlisle, Carran, Creamer, Eggleston, Entrekin, Harper, Hartshorn, Jackson, Kirby of Wyandot, Marriott, Moore, Mounts, Parker, Perkins, Pollard, Pond, Richards, Sinks, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—25.

Mr. Hitchcock voted in the negative.

So the resolution was adopted.

Mr. Pond moved to reconsider the vote by which S. R. No. 102 was adopted.

Which was agreed to.

Mr Pond moved to amend said resolution as follows:

Insert after the word "per diem" the word "each."

Also, after the word "rendered," insert the words "after the adjournment of the General Assembly."

Which was agreed to.

The question then being on the adoption of the resolution, the yeas and nays were ordered, taken, and resulted—yeas 26, nays 1, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Beer, Carlisle, Carran, Creamer, Entrekin, Fleischmann, Harper, Hartshorn, Horr, Jackson, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, Parker, Perkins, Pond, Richards, Sinks, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—26.

Mr. Hitchcock voted in the negative.

So the resolution was adopted.

Mr. Entrekin offered the following resolution:

S. R. No. 103: *Resolved*, That Adele D. Smith and Alice E. Mathews be allowed three days per diem, each, and Geo. H. Kolker, C. W. Be-thouser, and James Williams two days per diem, each, for services

rendered as assistant clerks during the present session, and after the adjournment.

The question being on the adoption of said resolution, the yeas and nays were ordered, taken, and resulted—yeas 26, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Beer, Carlisle, Creamer, Entrekin, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, Parker, Perkins, Pond, Richards, Sinks, Sullivan, Tyler, Van Cleaf, and Wilkins of Tuscarawas—26.

So the resolution was adopted.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has concurred in the passage of the following bill:

Amended S. B. No. 16: Authorizing the formation of partnership associations, in which the capital subscribed shall alone be responsible for the debts of the association, except under certain circumstances.

With the following amendments, in which the concurrence of the Senate is requested:

Strike out all after the word "every," in section 3, line 12, and add the following: "person participant in such omission, or knowingly acquiescing therein, liable for any indebtedness, damages, or liability arising therefrom."

In section 4, strike out all after the word "prescribe," in line 2, to the word "in" in line 5, and insert the following: "and such transfer shall take effect when the same is delivered for record, including the name of the parties thereto, and the amount of the interest so transferred."

In same section, insert after the word "recorder," in line 5, the following words: "and such recorder shall enter the same, for which he shall receive the same fees as in other cases."

Introduce as section 3161m, the following: "That whenever any association formed under this act shall have occasion to execute any deed of conveyance, or bonds with or without coupons, and mortgages, to secure purchase or borrowed moneys, such association shall have the right to acknowledge such instrument by their chairman and secretary."

Make section 14 section 2.

After the word "houses," in line 27, section 1, insert the following words: "and in case such association shall fail or neglect to cause to be entered on such register, within ten days, any debt or liability, after the same has been contracted, or shall make or suffer to be made any false entry thereon, the members of such association shall be individually responsible for the debts and liabilities contracted during said neglect or failure to those damnified by such neglect or failure."

At the end of line 1 add the following: "the following sections be enacted supplementary to chapter 1, division 2, title 1, part 2 of the Revised Statutes of Ohio, with sectional numbering as follows, viz:

Make section 1 section 3161a.

Make section 2 section 3161b.

Make section 3 section 3161c.  
 Make section 4 section 3161d.  
 Make section 5 section 3161e.  
 Make section 6 section 3161f.  
 Make section 7 section 3161g.  
 Make section 8 section 3161h.  
 Make section 9 section 3161i.  
 Make section 10 section 3161j.  
 Make section 11 section 3161k.  
 Make section 12 section 3161l.  
 Make section 14 section 2.

In section 1, line 25, after the word "thereon," insert the following words: "which register of debts and liabilities shall be made not to exceed ten days after said debt or liabilities were contracted.

Attest:

D. J. EDWARDS, *Clerk*.

The question being on concurring in said amendments, the yeas and nays were ordered, taken, and resulted—yeas 26, nays 1, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Carlisle, Carran, Entrekin, Harper, Hartshorn, Horr, Hollingsworth, Jackson, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pollard, Pond, Pringle, Richards, Saltzgaber, Sinks, Strong, Van Cleaf, and Wilkins of Tuscarawas—26.

Mr. Hitchcock voted in the negative.

So the Senate concurred in said amendments.

Mr. Hollingsworth submitted the following report:

The joint committee on Enrollment have examined, and found correctly enrolled, the following bills:

S. B. No. 435: To authorize certain townships to build railroads, and to lease or operate the same.

S. B. No. 454: To authorize certain townships to build railroads, and to lease or operate the same.

S. B. No. 455: To authorize certain townships to build railroads, and to lease or operate the same.

S. B. No. 457: To authorize certain townships to build railroads, and to lease or operate the same.

S. B. No. 458: To authorize certain townships to build railroads, and to lease or operate the same.

S. B. No. 459: To authorize certain townships to build railroads, and to lease or operate the same.

S. B. No. 461: To authorize certain townships to build railroads, and to lease or operate the same.

D. A. HOLLINGSWORTH,  
 L. M. STRONG,  
 C. R. HARMON,  
 G. W. MOORE,

H. R. SMITH,  
 W. T. WALLACE,  
 J. K. POLLARD,  
 J. F. LOCKE.

## MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The Speaker of the House of Representatives has, in the presence of the House, signed the following bills:

S. B. No. 435: To authorize certain townships to build railroads, and to lease or operate the same.

S. B. No. 454: To authorize certain townships to build railroads, and to lease or operate the same.

S. B. No. 455: To authorize certain townships to build railroads, and to lease or operate the same.

S. B. No. 457: To authorize certain townships to build railroads, and to lease or operate the same.

S. B. No. 458: To authorize certain townships to build railroads, and to lease or operate the same.

S. B. No. 459: To authorize certain townships to build railroads, and to lease or operate the same.

S. B. No. 461: To authorize certain townships to build railroads, and to lease or operate the same.

Attest:

D. J. EDWARDS, *Clerk.*

The President *pro tem.* of the Senate, in the presence of the Senate, signed said bills.

## MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives requests the return of the following bill:

S. B. No. 426: To amend section 3307 of the Revised Statutes of Ohio.

Attest:

D. J. EDWARDS, *Clerk.*

Mr. Pond moved that the request of the House be granted.

Which was agreed to.

Mr. Wilkins of Tuscarawas, as a select committee of one, reported back H. B. No. 352.

Mr. Beer moved that the bill lie upon the table.

On which motion the yeas and nays were demanded, taken and resulted—yeas 16, nays 13, as follows:

Those who voted in the affirmative were—

Messrs. Beer, Carran, Cline, Creamer, Fleischmann, Hartshorn, Hitchcock, Horr, Hollingsworth, Kelly, Kirby of Hamilton, Marriott, Mounts, Pond, Sinks, and Strong—16.

Those who voted in the negative were—

Messrs. Beebe, Carlisle, Harper, Jackson, Kirby of Wyandot, Moore, O'Hagan, Perkins, Saltzgaber, Sullivan, Tyler, Van Cleef, and Wilkins of Tuscarawas—13.

So the motion was agreed to.

Mr. Hitchcock submitted the following report:

The committee of Conference, to whom was referred the matters of difference between the two Houses on Amended H. B. No. 688—having had the same under consideration, and finding that they were unable to agree, report it back and ask to be discharged.

P. HITCHCOCK,	J. W. GREENE,
J. C. ENTREKIN,	S. S. BLOOM,
LYMAN J. JACKSON,	N. E. FRENCH.

Mr. Eggleston moved to take up the motion of Mr. Fleischmann to reconsider the vote by which the Senate concurred in House amendments to S. B. No. 266.

Which was agreed to.

The question then being on the motion to reconsider the vote by which the Senate concurred in House amendments to S. B. No. 266, the yeas and nays were demanded, taken, and resulted—yeas 13, nays 15, as follows:

Those who voted in the affirmative were—

Messrs. Beer, Carran, Cline, Eggleston, Fleischmann, Hartshorn, Hollingsworth, Kelly, Kirby of Hamilton, Mounts, O'Hagan, Pringle, and Sinks—13.

Those who voted in the negative were—

Messrs. Carlisle, Entekin, Harper, Hitchcock, Jackson, Kirby of Wyandot, Marriott, Moore, Parker, Pollard, Pond, Sullivan, Tyler, Van Cleaf, and Wilkins of Fulton—15.

So the motion was disagreed to.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has concurred in the passage of the following bill:

Re-engrossed S. B. No. 285: To provide for the appointment of special policemen in State public institutions.

With the following amendment, in which the concurrence of the Senate is requested:

Strike out all after the enacting clause and insert the following:

"That the following section be enacted as supplementary to chapter 1, title 5, part 1, of the Revised Statutes of Ohio, with sectional numbering as follows:

"Section 633a. Upon the application and recommendation of the board of trustees of any state public institution, the governor shall commission an employe of such institution, to be designated by the superintendent, to be a special policeman thereof; and such officer shall take an oath of office and have power to protect the property of such institution, to suppress riots, disturbances, and breaches of the peace, and to enforce all laws for the preservation of good order, and may, upon view or information, without warrant, arrest any person trespassing upon the grounds or destroying the property of such institution, or violating any of the laws of the state, and bring such person so offending before the mayor or any justice of the peace within such township, to be dealt with according

to law. This act shall not be construed to authorize an additional employe in any institution.

"SEC. 2. This act shall take effect and be in force from and after its passage."

Attest:

D. J. EDWARDS, *Clerk*.

The question being on concurring in said amendment, the yeas and nays were ordered, taken, and resulted—yeas 23, nays 4, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Carlisle, Carran, Cline, Creamer, Eggleston, Entrekin, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Marriott, Moore, Mounts, O'Hagan, Pond, Pringle, Richards, Sinks, Strong, Tyler, and Van Cleaf—23.

Those who voted in the negative were—

Messrs. Beer, Kirby of Wyandot, Parker, and Wilkins of Fulton—4.

So the Senate concurred in said amendment.

H. B. No. 791: To provide for improving the heating and ventilation of the State House—was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 21, nays 4, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Carlisle, Carran, Eggleston, Entrekin, Fleischmann, Harper, Hartshorn, Jackson, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, O'Hagan, Parker, Pond, Richards, Sinks, Tyler, Van Cleaf, and Wilkins of Tuscarawas—21.

Those who voted in the negative were—

Messrs. Beer, Cline, Hitchcock, Kelly, Pollard, and Strong—6.

So the bill passed. The title was agreed to.

Mr. Hitchcock moved that the committee on Benevolent Institutions be discharged from further consideration of H. B. No. 529.

Which was agreed to.

Said bill was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 22, nays 1, as follows:

Those who voted in the affirmative were—

Messrs. Beebe, Carlisle, Eggleston, Entrekin, Fleischmann, Harper, Hartshorn, Hitchcock, Horr, Jackson, Moore, Mounts, O'Hagan, Perkins, Pollard, Pond, Richards, Sinks, Strong, Sullivan, Tyler, and Van Cleaf—22.

Mr. Beer voted in the negative.

So the bill passed. The title was agreed to.

Mr. O'Hagan moved to reconsider the vote by which S. R. No. 97 was adopted.

Which was agreed to.

Mr. O'Hagan moved to amend the resolution as follows:

*Resolved*, That Fred Dennis and Sebastian Gramlich, each, be paid for 15 days, at \$3 00 per diem, for services rendered the Senate after adjournment, and that the President of the Senate be authorized to draw his warrant for the same.

Which was agreed to.

The question being on the adoption of said resolution, the yeas and nays were ordered, taken, and resulted—yeas 29, nays none, as follows:



Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Beer, Carran, Creamer, Eggleston, Entrekin, Fleischmann, Harper, Hartshorn, Horr, Jackson, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pond, Richards, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, and Wilkins of Tuscarawas—29.

So the resolution was adopted.

Mr. Marriott submitted the following report:

The committee on Judiciary, to whom was referred H. B. No. 748: To amend sections 1306 of the Revised Statutes of Ohio—having had the same under consideration, report it back, with following amendment, and recommend its passage when so amended:

Strike out the word "such," in line 8, and insert in the 9th line, after the word "collected," the following words: "and in which there is no conviction."

F. B. POND,  
F. M. MARRIOTT,  
R. G. RICHARDS,

D. A. HOLLINGSWORTH,  
THOS. J. CARRAN.

Said amendment was agreed to.

Said bill was read the third time.

The question being "Shall the bill pass?" the yeas and nays were ordered, taken, and resulted—yeas 26, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Carlisle, Carran, Cline, Creamer, Eggleston, Harper, Hartshorn, Horr, Hollingsworth, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pollard, Pond, Pringle, Richards, Sinks, Sullivan, Tyler, and Van Cleaf—26.

So the bill passed. The title was agreed to.

Mr. Strong submitted the following report:

The joint committee on Enrollment have examined, and found correctly enrolled, the following bills:

S. B. No. 16: Authorizing the formation of partnership association in which the capital subscribed for the debts of the association, except under certain circumstances.

S. B. No. 447: To authorize certain townships to build railroads, and to lease or operate the same.

J. K. POLLARD,  
D. A. HOLLINGSWORTH,  
L. M. STRONG,  
JOHN F. LOCKE,

W. T. WALLACE,  
H. R. SMITH,  
C. H. HARMON.

Mr. Hitchcock offered the following resolution, which was adopted:

S. R. No. 104: *Resolved*, That the Adjutant-General be authorized to place the Senate Chamber at the disposition of the State Board of Equalization after this day during the remainder of its session.

Mr. Atkinson moved to reconsider the vote by which H. B. No. 352 failed to pass the Senate.

On which motion the yeas and nays were ordered, taken, and resulted—yeas 14, nays 11, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Carlisle, Harper, Jackson, Kirby of Wyandot, Marriott, Moore, O'Hagan, Parker, Sinks, Sullivan, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—14.

Those who voted in the negative were—

Messrs. Beer, Cline, Hartshorn, Horr, Hollingsworth, Kelly, Kirby of Hamilton, Mounts, Pond, Richards, and Strong—11.

So the motion was agreed to.

Mr. Kelly moved to lay said bill upon the

On which motion the yeas and nays were demanded, taken, and resulted—yeas 12, nays 15, as follows:

Those who voted in the affirmative were—

Messrs. Beer, Cline, Eggleston, Hartshorn, Hitchcock, Hollingsworth, Kelly, Kirby of Hamilton, Perkins, Pond, Richards, and Strong—12.

Those who voted in the negative were—

Messrs. Atkinson, Carlisle, Harper, Jackson, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—15.

So the motion was disagreed to.

Mr. Carlisle demanded a call of the Senate.

A call was had, and the following Senators answered to their names:

Messrs. Atkinson, Beebe, Beer, Carlisle, Cline, Creamer, Eggleston, Fleischmann, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pond, Pringle, Richards, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—33.

On motion of Mr. Beer, further proceedings under the call were dispensed with.

Mr. Hitchcock moved to refer said bill (H. B. No. 352) to a select committee of one, with instructions to amend as follows:

Add at the end of section 1: "No contract shall be entered into until the Board of Public Works shall enter upon its record that it is important to the preservation and efficiency of the Public Works."

On which motion the yeas and nays were demanded, taken, and resulted—yeas 17, nays 8, as follows:

Those who voted in the affirmative were—

Messrs. Beer, Cline, Eggleston, Fleischmann, Hartshorn, Hitchcock, Horr, Hollingsworth, Kelly, Kirby of Hamilton, O'Hagan, Pond, Pringle, Richards, Sinks, Strong, and Tyler—17.

Those who voted in the negative were—

Messrs. Atkinson, Carlisle, Harper, Jackson, Moore, Mounts, Parker, and Van Cleaf—8.

So the motion was agreed to.

The President *pro tem.* appointed Mr. Hitchcock such committee, who reported the bill back amended as instructed.

On motion of Mr. Carlisle, the bill was laid upon the table.

Mr. Strong submitted the following report:

The joint committee on Enrollment have examined, and found correctly enrolled, the following bills and joint resolutions:

Sub. for H. B. No. 517: Amendatory and supplementary of sections 224, 2264, and 2314 of the Revised Statutes of Ohio.

H. B. No. 287: To amend sections 4455, 4457, 4459, 4460, 4461, 4470, 4472, 4473, 4475, 4476, 4477, 4478, 4480, 4486, 4494, 4497, 4498, and to repeal section 4557 of the Revised Statutes of Ohio.

Sub. for H. B. No. 494: To amend original sections 1176, 1177, 1178, 1179, 1180, 1190, 1191, and 1196 of the Revised Statutes of Ohio.

H. B. No. 975: To authorize the trustees of certain townships in Coshocton county to levy taxes to improve the public highways in said townships.

H. J. R. No. 129: Relative to the care of the Senate Chamber and House of Representatives.

S. B. No. 145: To amend section 6968, and repeal sections 6968a, 6968b, and 6968c of the Revised Statutes of Ohio.

H. B. No. 998: To authorize the commissioners of Clermont county, Ohio, to levy a tax to the amount of certain judgments recovered against said county.

H. J. R. No. 99: Relating to the duty on foreign timber.

H. B. No. 724: To repeal sections 367, 368, 369, 370, 371, 372, 373, 374, 375, 376, 377, 378, 379, 380, 381, 382, 383, 384, 385, 386, 387, 388, 389, 390, 391, 392, and 393 of the Revised Statutes of Ohio, and to authorize the sale of the State Tobacco Warehouse at Bellaire.

H. B. No. 822: To amend section 1692 of the Revised Statutes of Ohio.

H. B. No. 979: To authorize the village of London, in Madison county, to transfer certain funds.

H. B. No. 953: To grant the right of way through the lands of the Central Insane Asylum to the Columbus and Maysville Railroad Company.

H. B. No. 842: To authorize the payment of advertised fees or costs, debts, or damages in Guernsey county.

H. B. No. 912: Amendatory of section 2061 of the Revised Statutes of Ohio.

H. B. No. 915: To amend section 5761 of the Revised Statutes of Ohio.

H. B. No. 525: To amend section 1267 of the Revised Statutes of Ohio.

H. B. No. 986: To amend section 695 of the Revised Statutes of Ohio.

H. B. No. 846: To amend section 2503 of the Revised Statutes of Ohio.

H. B. No. 987: To divide Ward township, Hocking county, into two election precincts.

S. B. No. 436: To authorize certain townships to build railroads, and to lease or operate the same.

S. B. No. 451: Supplementary to an act entitled "an act to authorize certain townships to build railroads, and to lease or operate the same," passed April 15, 1880 (O. L. vol. 77, p. 255), and the act amendatory thereof, passed March, 1881.

S. B. No. 414: To authorize certain townships to build railroads, and to lease or operate the same.

S. B. No. 466: To aid the village of Malta, Morgan county, Ohio, to annex itself to the village of McConnelsville, in said county.

S. B. No. 460: To authorize certain townships to build railroads, and to lease or operate the same.

S. B. No. 266: Amendatory of and supplementary to certain sections of chapter 6, title 5, part 2, of the Revised Statutes of Ohio, relating to the inspection of tobacco.

S. B. No. 285: To provide for the appointment of special policemen in State public institutions.

H. B. No. 665: To amend section 3240 of the Revised Statutes of Ohio.

H. B. No. 809: To amend section 1284 of the Revised Statutes of Ohio.

H. B. No. 719: To provide for the support of certain orphans of deceased soldiers outside of the Ohio Soldiers' and Sailors' orphans home.

H. B. No. 991: To authorize certain townships to build railroads, and lease or operate the same.

L. M. STRONG,

GEO. MOORE,

J. K. POLLARD,

D. A. HOLLINGSWORTH,

H. R. SMITH,

C. R. HARMON,

W. T. WALLACE.

JOHN F. LOCKE.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The Speaker of the House of Representatives has, in the presence of the House, signed the following bills and joint resolutions:

Sub. for. H. B. No. 517: Amendatory of and supplementary to sections 224, 2264, and 2314 of the Revised Statutes of Ohio.

H. B. No. 267: To amend sections 4455, 5457, 4459, 4460, 4461, 4464, 4470, 4472, 4473, 4475, 4477, 4478, 4479, 4480, 4486, 4494, 4497, 4498, 4511, 4552, 3559, and 4560, and to repeal sections 4457 and 4471 of the Revised Statutes of Ohio.

H. B. No. 494: To amend original sections 1176, 1177, 1178, 1179, 1180, 1190, 1191, and 1196 of the Revised Statutes of Ohio.

H. B. No. 975: To authorize the trustees of certain townships in Coshocton county, State of Ohio, to levy taxes to improve the public highways in said townships.

H. J. R. No. 129: Relative to the care of the Senate Chamber and House of Representatives.

H. B. No. 998: To authorize the commissioners of Clermont county, Ohio, to levy a tax to the amount of certain judgments recovered against said county.

H. J. R. No. 99: Relating to the duty on foreign timber.

S. B. No. 145: To amend section 6968, and repeal sections 6968a, 6968b, and 6968c of the Revised Statutes of Ohio.

S. B. No. 16: Authorizing the formation of partnership associations in which the capital subscribed for the debts of the association, except under certain circumstances.

S. B. No. 447: To authorize certain townships to build railroads, and to lease or operate the same.

H. B. No. 842: To authorize the payment of advertised fees, or costs, debts or damages, in Guernsey county.

H. B. No. 912: Amendatory of section 2061 of the Revised Statutes of Ohio.

H. B. No. 915: To amend section 5761 of the Revised Statutes of Ohio.

H. B. No. 525: To amend section 1267 of the Revised Statutes of Ohio.

H. B. No. 986: To amend section 695 of the Revised Statutes of Ohio.

H. B. No. 846: To amend section 2503 of the Revised Statutes of Ohio.

H. B. No. 987: To divide Ward township, Hocking county, into two election precincts.

S. B. No. 436: To authorize certain townships to build railroads, and to lease or operate the same.

S. B. No. 451: Supplementary to an act entitled "an act to authorize certain townships to build railroads, and to lease or operate the same," passed April 15, 1880 (O. L., vol. 77, page 255), and the acts amendatory thereof, passed March, 1881.

S. B. No. 414: To authorize certain townships to build railroads, and to lease or operate the same.

S. B. No. 466: To enable the village of Malta, Morgan county, Ohio, to annex itself to the village of McConnelsville, in said county.

S. B. No. 460: To authorize certain townships to build railroads, and to lease or operate the same.

S. B. No. 266: Amendatory of and supplementary to certain sections of chapter 6, title 5, part 2 of the Revised Statutes of Ohio, relating to the inspection of tobacco.

Attest:

D. J. EDWARDS, *Clerk.*

The President *pro tem.*, in the presence of the Senate, signed said bills and joint resolutions.

Mr. Pond moved to reconsider the vote by which S. R. No. 96 was adopted.

Which was agreed to.

Mr. Pond moved to amend said resolution as follows:

Strike out the words "prior to the assembling of."

Which was agreed to.

The question then being on the adoption of the resolution, the yeas and nays were ordered, taken, and resulted—yeas 28, nays none, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Beer, Carlisle, Cline, Eggleston, Fleischmann, Hartshorn, Horr, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pollard, Pond, Pringle, Richards, Sinks, Sullivan, Tyler, Van Cleaf, and Wilkins of Fulton—28.

So the resolution was adopted.

Mr. Harper offered the following resolution, which was adopted:

S. R. No. 105: *Resolved*, That the thanks of Senators are due and are hereby tendered to the reporters of the daily press, for the faithful and intelligent manner in which they have recorded the proceedings of the Senate.

## MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has adopted the following joint resolution, in which the concurrence of the Senate is requested:

H. J. R. No. 131—Mr. Davis: Petaining to Longview Asylum.

Attest:

D. J. EDWARDS, *Clerk.*

The question being on the adoption of said resolution, the yeas and nays were ordered, taken, and resulted—yeas 24, nays 1, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Carlisle, Creamer, Eggleston, Fleischmann, Harper, Hartshorn, Horr, Jackson, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pond, Richards, Sinks, Van Cleef, Wilkins of Fulton, and Wilkins of Tuscarawas—24.

Mr. Strong voted in the negative.

So the resolution was adopted.

Mr. Pond moved to take up S. R. No. 56.

On which motion the yeas and nays were demanded, taken, and resulted—yeas 19, nays 12, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Carlisle, Harper, Jackson, Marriott, Moore, O'Hagan, Parker, Perkins, Pond, Pringle, Richards, Saltzgaber, Sinks, Sullivan, Tyler, Van Cleef, and Wilkins of Fulton—19.

Those who voted in the negative were—

Messrs. Beer, Cline, Eggleston, Fleischmann, Hartshorn, Hitchcock, Horr, Hollingsworth, Kelly, Kirby of Hamilton, Mounts, and Strong—12.

So the motion was agreed to.

The pending question being the motion of Mr. Hollingsworth to amend said resolution, Mr. Pond moved to amend the amendment as follows:

Strike out "\$50" and insert in lieu thereof "\$123."

On which motion the yeas and nays were demanded, taken, and resulted—yeas 16, nays 15, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Carlisle, Harper, Jackson, Marriott, O'Hagan, Parker, Perkins, Pond, Pringle, Richards, Saltzgaber, Tyler, Van Cleef, and Wilkins of Fulton—16.

Those who voted in the negative were—

Messrs. Beer, Cline, Creamer, Eggleston, Fleischmann, Hartshorn, Horr, Hollingsworth, Kelly, Kirby of Hamilton, Moore, Mounts, Sinks, Strong, and Sullivan—15.

So the motion was agreed to.

Mr. Fleischmann moved to lay the resolution on the table.

On which motion the yeas and nays were demanded, taken, and resulted—yeas 13, nays 19, as follows:

Those who voted in the affirmative were—

Messrs. Beer, Cline, Creamer, Eggleston, Fleischmann, Hartshorn, Horr, Hollingsworth, Kelly, Kirby of Hamilton, Moore, Mounts, and Strong—13.

Those who voted in the negative were—

Messrs. Atkinson, Beebe, Carlisle, Harper, Hitchcock, Jackson, Marriott, O'Hagan, Parker, Perkins, Pond, Pringle, Richards, Saltzgaber,

Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—19.

So the motion was disagreed to.

Mr. Pond demanded the previous question.

Mr. Hollingsworth moved that the Senate adjourn.

On which motion the yeas and nays were demanded, taken, and resulted—yeas 8, nays 21, as follows:

Those who voted in the affirmative were—

Messrs. Beer, Cline, Creamer, Eggleston, Fleischmann, Kelly, Moore, and Strong—8.

Those who voted in the negative were—

Messrs. Atkinson, Beebe, Carlisle, Harper, Hartshorn, Hitchcock, Jackson, Marriott, Mounts, O'Hagan, Parker, Perkins, Pond, Pringle, Richards, Saltzgaber, Sinks, Sullivan, Tyler, Van Cleaf, and Wilkins of Fulton—21.

So the motion was disagreed to.

Mr. Beer moved that the Senate take a recess.

On which motion the yeas and nays were demanded, taken, and resulted—yeas 7, nays 24, as follows:

Those who voted in the affirmative were—

Messrs. Beer, Cline, Creamer, Eggleston, Fleischmann, Moore, and Strong—7.

Those who voted in the negative were—

Messrs. Atkinson, Beebe, Carlisle, Carran, Harper, Hartshorn, Hitchcock, Jackson, Marriott, Mounts, O'Hagan, Parker, Perkins, Pollard, Pond, Pringle, Richards, Saltzgaber, Sinks, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—24.

So the motion was disagreed to.

Mr. Hollingsworth moved that the resolution be laid upon the table.

On which motion the yeas and nays were demanded, taken, and resulted—yeas 15, nays 16, as follows:

Those who voted in the affirmative were—

Messrs. Beer, Cline, Creamer, Eggleston, Fleischmann, Hartshorn, Horr, Hollingsworth, Kelly, Kirby of Hamilton, Moore, Mounts, Richards, Sinks, and Strong—15.

Those who voted in the negative were—

Messrs. Atkinson, Beebe, Carlisle, Harper, Hitchcock, Jackson, Marriott, O'Hagan, Parker, Perkins, Pond, Pringle, Saltzgaber, Sullivan, Van Cleaf, and Wilkins of Fulton—16.

So the motion was disagreed to.

Mr. Eggleston demanded a call of the Senate.

A call was had, and the following Senators answered to their names:

Messrs. Atkinson, Beebe, Beer, Carlisle, Cline, Creamer, Eggleston, Fleischmann, Harper, Hartshorn, Hitchcock, Horr, Hollingsworth, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, O'Hagan, Parker, Perkins, Pond, Pringle, Richards, Saltzgaber, Sinks, Strong, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—34.

Mr. Carlisle moved that further proceedings under the call be dispensed with.

On which motion the yeas and nays were demanded, taken, and resulted—yeas 22, nays 2, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Carlisle, Harper, Hartshorn, Horr, Jackson, Kelly, Kirby of Hamilton, Kirby of Wyandot, Marriott, Moore, Mounts, Pollard, Pond, Pringle, Saltzgaber, Sullivan, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—22.

Those who voted in the negative were—

Messrs. Hitchcock and O'Hagan—2.

So the motion was agreed to.

The question then being "Shall the main question be now put?" the yeas and nays were ordered, taken, and resulted—yeas 19, nays 13, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Carlisle, Harper, Hartshorn, Jackson, Marriott, Moore, O'Hagan, Perkins, Pond, Pringle, Saltzgaber, Sinks, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—19.

Those who voted in the negative were—

Messrs. Beer, Cline, Creamer, Eggleston, Fleischmann, Horr, Hollingsworth, Kelly, Kirby of Hamilton, Mounts, Sinks and Strong—12.

So the demand for the previous question was sustained.

The previous question being the motion of Mr. Pond to amend the amendment of Mr. Hollingsworth, it was agreed to.

The question then being on the adoption of the resolution, the yeas and nays were ordered, taken, and resulted—yeas 19, nays 13, as follows:

Those who voted in the affirmative were—

Messrs. Atkinson, Beebe, Carlisle, Entrekin, Harper, Hartshorn, Hitchcock, Jackson, Marriott, O'Hagan, Perkins, Pond, Pringle, Saltzgaber, Sullivan, Tyler, Van Cleaf, Wilkins of Fulton, and Wilkins of Tuscarawas—19.

Those who voted in the affirmative were—

Messrs. Beer, Cline, Creamer, Eggleston, Fleischmann, Horr, Hollingsworth, Kelly, Kirby of Hamilton, Moore, Mounts, Sinks, and Strong—13.

So the resolution was adopted.

Mr. Hollingsworth submitted the following report:

The joint committee on enrollment have examined and found correctly enrolled the following bills:

H. B. No. 971: Making appropriations for the payment of the salaries and mileage of members of the General Assembly, per diem of Clerks, Sergeants-at-Arms and employes, and for other purposes.

H. B. No. 989: To authorize the transfer of certain funds by the trustees of Perry township, Columbiana county, Ohio.

H. B. No. 515: Authorizing the commissioners of Jefferson county to assist in the construction of a culvert therein named.

H. B. No. 974: To authorize the trustees of Oxford township, Tuscarawas county, Ohio, to sell certain railroad stock and appropriate the proceeds to the construction of a town hall in the village of Newcomers-town in said township, and to repeal and act therein named.

H. B. No. 968: For the relief of Philip Endlich.

H. B. No. 985: To authorize the town council of the village of Wavely to transfer certain funds.

H. B. No. 474: Supplementary to section 7090 of the Revised Statutes of Ohio.



H. B. No. 939: To provide for the adjournment of the decennial city boards of equalization in all cities of the first class, and for the revision of their action.

H. B. No. 928: To authorize the trustees of Newark township, Licking county, Ohio, to transfer certain funds.

H. B. No. 978: To authorize the commissioners of Adams county, Ohio, to transfer funds arising from tax on dogs to the poor fund of said county.

H. B. No. 634: To authorize the commissioners of Hamilton county to build a road from the corporate limits of Cincinnati to intersect the Colerain pike at Mount Airy.

H. B. No. 676: To authorize the village of Orrville to issue bonds for the purpose of erecting a town hall.

H. B. No. 815: Authorizing the board of equalization for Lucas county, and the auditor of said county, to make certain corrections upon the delinquent tax duplicate of said county.

H. B. No. 962: Supplementary to chapter 3, title 1, division 1, part 2 of the Revised Statutes of Ohio.

H. B. No. 999: To authorize the mayor and council of the incorporated village of Jefferson, Ashtabula county, Ohio, to sell certain grounds therein named, and to make a conveyance therefor.

H. B. No. 993: To authorize the trustees of Silver Creek township, Greene county, to transfer certain funds.

H. B. No. 635: To amend section 3324 of the Revised Statutes of Ohio.

GEO. W. MOORE,  
L. M. STRONG,  
H. R. SMITH,

J. L. CORYELL,  
C. R. HARMON,  
JOHN F. LOCKE,

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The Speaker of the House of Representatives has, in the presence of the House signed the following bills:

H. B. No. 968: For the relief of Philip Endlich.

H. B. No. 635: To amend section 3324 of the Revised Statutes of Ohio.

H. B. No. 676: To authorize the village of Orrville to issue bonds for the purpose of erecting a town hall.

H. B. No. 815: Authorizing the board of equalization for Lucas county and the auditor of said county to make certain corrections upon the delinquent tax duplicate of said county.

Sub. for H. B. No. 962: Supplementary to chapter 3, title 1, division 1, part 2, of the Revised Statutes of Ohio.

H. B. No. 724: To repeal sections 367, 368, 369, 370, 371, 372, 373, 374, 375, 376, 377, 378, 379, 380, 381, 382, 383, 384, 385, 386, 387, 388, 389, 390, 391, 392, and 393 of the Revised Statutes, and to authorize the sale of the State Tobacco Warehouse at Bellaire.

H. B. No. 822: To amend section 1692 of the Revised Statutes of Ohio.

H. B. No. 953: To grant the right of way through the lands of the

Central Insane Asylum, at Columbus, to the Columbus and Maysville railroad company.

H. B. No. 979: To authorize the village of London, in Madison county, to transfer certain funds.

H. B. No. 999: To authorize the mayor and council of the incorporated village of Jefferson, Ashtabula county, Ohio, to sell certain grounds therein named, and to make a conveyance therefor.

H. B. No. 993: To authorize the trustees of Silver Creek township, Greene county, Ohio, to transfer certain funds.

H. B. No. 971: Making appropriations for the payment of the salaries and mileage of members of the General Assembly, per diem of clerks, sergeants-at-arms, and employes, and for other purposes.

H. B. No. 989: To authorize the transfer of certain funds by the trustees of Perry township, Columbiana county, Ohio.

H. B. No. 515: Authorizing the commissioners of Jefferson county to assist in the construction of a culvert therein named.

H. B. No. 974: To authorize the trustees of Oxford township, Tuscarawas county, Ohio, to sell certain railroad stocks, and appropriate the proceeds to the construction of a town hall, in the village of Newcomerstown, in said township, and to repeal an act therein named.

H. B. No. 985: To authorize the town council of the village of Waverly to transfer certain funds.

H. B. No. 474: Supplementary to section 7090 of the Revised Statutes of Ohio.

H. B. No. 939: To provide for the adjournment of decennial city boards of equalization in all cities of the first class, and for the revision of their action.

H. B. No. 928: To authorize the trustees of Newark township, Licking county, Ohio, to transfer certain funds.

H. B. No. 978: To authorize the commissioners of Adams county, Ohio, to transfer funds arising from the tax on dogs to the poor fund of said county.

H. B. No. 634: To authorize the commissioners of Hamilton county to build a road from the corporate limits of Cincinnati to intersect the Colerain pike at Mt. Airy.

S. B. No. 285: To provide for the appointment of special policemen in State public institutions.

Attest:

D. J. EDWARDS, *Clerk*.

The President *pro tem.* of the Senate, in the presence of the Senate, signed said bills.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has concurred in the Senate amendments to the following bills:

H. B. No. 719: To provide for the support of certain orphans of de-

ceased soldiers outside of the Ohio Soldiers' and Sailors' Orphans' Home, and to repeal an act therein named.

H. B. No. 743: To amend section 1308 of the Revised Statutes of Ohio.

Attest:

D. J. EDWARDS, *Clerk.*

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has passed the following bill, in which the concurrence of the Senate is requested:

H. B. No. 886—Mr. Hill of Hamilton: Making an appropriation to build an aqueduct, to take place of culverts in the Miami and Erie canal, below lock 39, south of the summit, in Hamilton county, Ohio.

Attest:

D. J. EDWARDS, *Clerk.*

Said bill was read the first time.

The Journals of Monday and Tuesday were read and approved.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The Speaker of the House of Representatives has, in the presence of the House, signed the following bills:

H. B. No. 665: To amend section 3240 of the Revised Statutes of Ohio.

H. B. No. 809: To amend section 1284 of the Revised Statutes of Ohio.

H. B. No. 719: To provide for the support of certain orphans of deceased soldiers outside of the Ohio Soldiers' and Sailors' Orphans' Home.

H. B. No. 991: To authorize certain townships to build railroads, and to lease or operate the same.

Attest:

D. J. EDWARDS, *Clerk.*

The President *pro tem.* of the Senate, in the presence of the Senate, said bills.

Mr. Pond offered the following resolution, which was adopted:

S. R. No. 106: *Resolved*, That a message be sent to the House of Representatives notifying it that the Senate is now ready to adjourn *sine die*.

Mr. Strong submitted the following report:

The joint committee on Enrollment have examined, and found correctly enrolled, the following bill:

H. B. No. 982: To authorize certain townships to build railroads, and to lease or operate the same.

L. M. STRONG,  
J. K. POLLARD,  
H. R. SMITH,

C. R. HARMON,  
J. F. LOCKE,  
W. T. WALLACE.

Wednesday, April 20, 1881.

## MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The Speaker of the House of Representatives has, in the presence of the House, signed the following bill:

H. B. No. 982: To authorize certain townships to build railroads, and to lease or operate the same.

Attest:

D. J. EDWARDS, *Clerk.*

The President *pro tem.* of the Senate, in the presence of the Senate, signed said bill.

Mr. Strong submitted the following report:

The joint committee on Enrollment have examined, and found correctly enrolled, the following bills and joint resolutions:

H. B. No. 529: To amend section 648 of the Revised Statutes of Ohio.

H. B. No. 743: To amend section 1306 of the Revised Statutes of Ohio.

H. B. No. 791: To provide for improving the heating and ventilation of the State House.

H. B. No. 898: Making appropriations to meet deficiencies.

H. J. R. No. 119: Authorizing the Governor to appoint a commissioner to act on the part of the State in the adjustment and settlement of claims against the General Government.

H. J. R. No. 131: Relating to the transfer of Longview Asylum to the State.

J. K. POLLARD,  
G. W. MOORE,  
L. M. STRONG,  
W. T. WALLACE,

H. R. SMITH,  
C. H. SMITH,  
JOHN F. LOCKE.

## MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The Speaker of the House of Representatives has, in the presence of the House, signed the following bills and joint resolutions:

H. B. No. 898: Making appropriations to meet deficiencies.

H. B. No. 743: To amend section 1306 of the Revised Statutes of Ohio.

H. B. No. 529: To amend section 648 of the Revised Statutes of Ohio.

H. B. No. 791: To provide for improving the heating and ventilation of the State House.

H. J. R. No. 119: Authorizing the Governor to appoint a commissioner to act on the part of the State in the adjustment and settlement of claims against the General Government.

H. J. R. No. 131: Relating to the transfer of Longview Asylum to the State.

Attest:

D. J. EDWARDS, *Clerk*.

The President *pro tem.*, in the presence of the Senate, signed said bills and joint resolutions.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

*Mr. President:*

The House of Representatives has completed its business, and is now ready to adjourn in conformity to the provisions of

S. J. R. No. 88: Fixing the time for the *sine die* adjournment of the Sixty-fourth General Assembly.

Attest:

D. J. EDWARDS, *Clerk*.

The Journal of to-day was read and approved.

The hour having arrived for the adjournment of the General Assembly *sine die*, in pursuance of S. J. R. No. 88, the President *pro tem.* addressed the Senate as follows:

*Senators and Officers of the Senate:*

The hour fixed for the final adjournment of the Sixty-fourth General Assembly has arrived. Its record is made and its work is done. The unprecedented activity in trade and commerce, as well as in almost every branch of manufacturing and agricultural industry during the past two or three years, has, in some sections of the State, greatly stimulated the inclination to build railroads, machine shops, etc., at public expense. A number of bills have passed the General Assembly for that purpose. Localities have appeared here by their representatives, including large numbers of the leading men in wealth and intelligence, urging the enactment of their respective bills, upon the ground that the people were asking it almost unanimously, and that it would greatly tend to develop their section of the State. As to the wisdom or folly of these measures time will develop. Aside from that (about which there may be some question) this General Assembly has digested well nearly every measure of public interest that has come up for consideration; and when its work is scrutinized by the public, and the laws enacted are known and understood, I have no fears but that it will meet with hearty commendation, and compare favorably with the record of any previous General Assembly in the history of the State. We are soon to return to our homes, and I trust each with the consciousness of having performed his duty to the best of his ability as a member of this body.

To the officers and employes of the Senate: Your fidelity and promptness in the performance of your duties in their manifold details demand approval and highest commendation. Your assistance to the Chair has been invaluable. Senators, to you I am under obligation for the uniform

Wednesday, April 20, 1881.

courtesy, forbearance and kindness which you have at all times manifested, and to which is due more than to anything else, whatever of satisfaction I have been able to render in the discharge of my duty as President *pro tem.* of the Senate. I shall now perform the last duty of my office by declaring the Senate adjourned without day.

Attest:

J. C. DONALDSON, *Clerk.*

# APPENDIX.





## APPENDIX.

### ABSTRACT OF VOTES POLLED FOR SECRETARY OF STATE AT THE OCTOBER ELECTION, 1880.

COUNTIES.	SECRETARY OF STATE.			
	Charles Townsend.	William Lang.	Charles A. Lloyd.	William H. Doan.
Adams .....	2,531	2,767	3	4
Allen .....	2,767	3,763	39	.....
Ashland .....	2,675	3,149	.....	.....
Ashtabula .....	6,669	2,131	237	68
Athens .....	3,543	2,244	85	69
Anglaise .....	1,553	3,396	2	.....
Belmont .....	5,440	5,387	98	9
Brown .....	3,099	4,282	10	3
Butler .....	3,781	6,318	.....	3
Carroll .....	2,186	1,549	43	13
Champaign .....	3,996	2,856	27	34
Clarke .....	6,114	4,174	57	74
Clermont .....	3,959	4,480	287	3
Clinton .....	3,831	2,213	3	33
Columbiana .....	6,339	4,183	345	22
Coshocton .....	2,728	3,414	15	8
Crawford .....	2,541	4,453	17	47
Cuyahoga .....	20,084	16,040	353	155
Darke .....	3,954	5,239	77	49
Defiance .....	1,915	3,062	28	1
Delaware .....	3,403	3,073	3	181
Erie .....	3,455	3,415	120	13
Fairfield .....	3,017	4,801	.....	20
Fayette .....	2,826	2,139	.....	.....
Franklin .....	9,093	10,052	69	139
Fulton .....	2,841	1,801	99	16
Gallia .....	3,406	2,309	2	15
Geauga .....	2,995	807	9	4
Greene .....	4,824	2,494	.....	41
Guernsey .....	3,277	2,598	11	34
Hamilton .....	34,123	31,635	58	12

## ABSTRACT OF VOTES CAST FOR SECRETARY OF STATE—Continued.

COUNTIES.	SECRETARY OF STATE.			
	Charles Townsend.	William Lang.	Charles A. Lloyd.	William H. Doan.
Hancock .....	2,785	3,099	55	7
Hardin .....	3,412	3,124	-----	31
Harrison .....	2,704	2,017	9	6
Henry .....	1,641	2,719	19	11
Highland .....	3,612	3,591	-----	21
Hocking .....	1,727	2,403	99	-----
Holmes .....	1,277	3,149	9	-----
Huron .....	4,373	2,969	219	121
Jackson .....	2,719	2,165	23	22
Jefferson .....	4,290	2,936	72	5
Knox .....	3,395	3,421	70	70
Lake .....	2,863	1,119	109	1
Lawrence .....	4,391	2,844	53	12
Licking .....	4,126	5,526	91	33
Logan .....	3,669	2,434	15	97
Lorain .....	5,399	2,742	67	33
Lucas .....	6,659	6,181	663	47
Madison .....	2,593	2,341	10	47
Mahoning .....	4,746	4,078	221	55
Marion .....	2,153	2,924	7	25
Medina .....	3,213	2,128	20	22
Meigs .....	4,036	2,810	9	45
Mercer .....	1,326	3,153	7	-----
Miami .....	4,838	3,598	43	25
Monroe .....	1,512	3,808	159	-----
Montgomery .....	9,725	10,602	43	52
Morgan .....	2,508	2,104	23	106
Morrow .....	2,489	2,143	32	145
Muskingum .....	5,730	5,471	60	33
Noble .....	2,271	2,045	191	33
Ottawa .....	1,381	2,538	49	-----
Paulding .....	1,437	1,401	22	-----
Perry .....	2,526	3,145	467	-----
Pickaway .....	2,849	3,701	4	2
Pike .....	1,689	2,206	41	5
Portage .....	3,850	3,113	76	41
Preble .....	3,139	2,898	1	114
Putnam .....	1,709	3,353	21	5
Richland .....	3,905	4,817	1	8
Ross .....	4,607	4,604	15	3
Sandusky .....	2,899	3,710	191	26
Scioto .....	3,540	3,198	40	1
Seneca .....	3,853	4,700	116	9
Shelby .....	2,181	3,132	4	13
Stark .....	6,985	6,889	201	58
Summit .....	5,572	4,027	212	80
Trumbull .....	6,571	3,119	207	81

## ABSTRACT OF VOTES CAST FOR SECRETARY OF STATE—Continued.

COUNTIES.	SECRETARY OF STATE.			
	Charles Townsend.	William Lang.	Charles A. Lloyd.	William H. Doan.
Tuscarawas .....	3,940	4,729	81	33
Union .....	3,242	2,280	.....	34
Van Wert .....	2,553	2,549	4	2
Vinton .....	1,702	2,022	3	12
Warren .....	4,488	2,676	1	27
Washington .....	4,670	4,600	146	12
Wayne .....	4,297	4,791	18	9
Williams .....	2,871	2,635	168	36
Wood .....	4,123	3,426	216	7
Wyandot .....	2,316	2,920	2	.....
Totals .....	362,021	343,016	6,786	2,815

## REPORT OF THE COMMITTEE ON PRIVILEGES AND ELECTIONS.

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Mr. Hollingsworth submitted the following report :

The standing committee on Privileges and Elections, to whom was referred the memorial of Chester R. Mott, an elector of the Thirty-first Senatorial District, with accompanying documents and evidence, contesting the right of Moses H. Kirby to represent said district in the Ohio Senate, having had the same under consideration, submits the following report :

The seat of Moses H. Kirby is contested, as alleged by the contestant, Chester R. Mott, on the sole ground that said Kirby, at the time of his nomination and election to the office of Senator of said district, was duly commissioned, qualified, and acting as Prosecuting Attorney in and for Wyandot county, Ohio.

No question is made as to Mr. Kirby having received a majority of all the votes cast for Senator in said district at the October election, 1879, his majority over his opponent, Stephen R. Harris, being four thousand one hundred and ninety-four.

The proofs submitted to the committee show that the contestee, Moses H. Kirby, was duly elected to the office of Prosecuting Attorney of Wyandot county at the general election on the second Tuesday of October, 1877, for the period of two years, commencing on the first Monday in January, 1878, and continuing until the first Monday in January, 1880, and until his successor should be elected and qualified; that he was subsequently legally commissioned and qualified as such Prosecuting Attorney, and entered upon the discharge of the duties thereof; that he continued to hold said office until December 2, 1879, when he tendered his resignation in open court to Hon. Thomas Beer, Judge of the Common Pleas Court within and for the said county of Wyandot, which resignation was then and there duly accepted, and the vacancy thus occasioned was immediately filled by appointment in due form of law.

On this state of facts it is claimed by the contestant that the contestee, Moses H. Kirby, was disqualified by Section 4, Article 2, of the Constitution of Ohio, from being *voted for* at the October election, 1879, for the office of State Senator, and that all votes cast for him at said election were absolutely void.

Section 4, Article 2, of the present Constitution of Ohio reads as follows :

"SEC. 4. No person holding office under the authority of the United States, or any lucrative office under the authority of this state, shall be *eligible to or have a seat in the general assembly*; but this provision shall not extend to township officers, justices of the peace, notaries public, or officers of the militia."

The corresponding section in the Constitution of 1802 reads as follows :

"SEC. 26, ART. 1. No judge of any court of law or equity, secretary of

state, attorney general, register, clerk of any court of record, sheriff, or collector, member of either house of congress, or person holding any office under the authority of the United States, or any lucrative office under the authority of this state (provided that appointments in the militia or justices of the peace shall not be considered lucrative offices), shall be *eligible as a candidate for, or have a seat in, the general assembly.*"

The proper solution of the question presented to the committee involves a construction of the words "*eligible to or have a seat in the general assembly,*" as used in the Constitution of 1851. The contestant insists that these words are synonymous with the corresponding clause in the above section of the Constitution of 1802, to wit, "*eligible as a candidate for, or have a seat in, the general assembly.*"

This is the real point in issue. Under this latter section it has been repeatedly decided that a person holding an office "under the authority of the United States, or a lucrative office under the authority of this state," *at the time of being voted for as a candidate* for member of the General Assembly, cannot, by subsequently resigning such office, become qualified to take his seat in the General Assembly. The reports of committees in both houses, however, as well as the votes taken on the question, show that this conclusion has been seldom if ever reached without a contest and division of opinion. The question, therefore, even under the Constitution of 1802, is not entirely free from doubt. In fact, an uncertainty seems to have existed in relation to this clause in said Constitution from the time it went into effect until it was replaced by the Constitution of 1851.

In the exhaustive brief furnished the committee by the contestant, he cites cases as late as 1849, in one of which (*Brown vs. Edson*) the issue involves an exact parallel to the one now under consideration. The point is stated in the minority report of the committee on Privileges and Elections in the following language: "The real question of issue between the majority and the minority of the committee is, does the fact, that Mr. Edson, holding the office of prosecuting attorney at the time of his election, render him ineligible as a candidate for and to hold a seat in the general assembly?" Appendix to House Journal, 1848—9, page 218.

In this unsatisfactory state of the decisions on the subject, the Constitutional Convention of 1851 met for the purpose of framing a new Constitution, and presumably to amend and make certain that which had been found to be defective, or ambiguous in the old. In doing, or attempting to do this, the Convention omitted the words "*as a candidate for,*" in the corresponding section to the one which had given rise to so much uncertainty in the old Constitution. The contestant claims this was done, because the words were tautological, but the contestee, on the other hand, insists that the Convention intended thereby to make the prohibition apply only to *qualification to hold a seat in the General Assembly*, and thus finally settle the questions which had troubled the General Assembly for years.

This seems to be the only disputed points between the parties, as presented in their briefs.

The committee, after a through consideration of all the arguments urged by the contestant, is unable to agree with him, that these seemingly pertinent and important words were omitted as meaningless by the Convention of 1851, especially in view of the fact that they had given rise to so many troublesome contests, under the old Constitution.

An examination of the character of other important charges incorporated into the Constitution of 1851, ought to aid very materially in determining the intention of the Convention in making the change in question.

By such examination it appears that changes and modifications have generally been introduced in the new Constitution with the idea of rendering it more definite and certain, and not to increase the number of ambiguities already existing. To illustrate: By Sec. 8, Art. 3, of the old Constitution, judges are disqualified from holding "any other office of profit or trust under the authority of this State, or the United States;" yet the Convention deemed it necessary in the corresponding section (Sec. 14, Art. 4.) of the new Constitution to add to the above language the following words, to wit: "All votes for either of them, for any elective office, except a judicial office, under the authority of this State, given by the General Assembly, or the people, shall be void."

Here the Convention uses language which the people can understand. Its meaning is fixed and certain, and it is susceptible of but one interpretation. The contestant, however, would insist that all this is useless verbiage, and that the Convention might more aptly have expressed its meaning by simply using the term "ineligible," and without even adding the words "as a candidate for." He does not attempt to explain why this brief form of expression is used in one section and not in the other.

In his brief the following reason is given for this particular omission, to-wit:

"The words as 'a candidate for' were stricken out as surplusage, and meaningless, by the committee on revision, Judge Ranney, chairman, but the substance was not changed."

If this be so, Judge Ranney and his revision committee must have neglected their duty, or entrusted to novices, the revision of other sections of the Constitution, notably the one above referred to in relation to the judiciary. The committee is unable to concur in contestant's belief that so eminent a jurist as Judge Ranney would make such a change without calling the attention of the Convention to it, but is willing to concede that the position taken by contestant is sustained by some very respectable authorities, and the meaning he gives to the term "ineligible" is not without support; yet the fact remains, that authors and law writers differ on the subject.

Recourse must, therefore, be had to judicial decisions.

The precise point, so far as the committee is advised, has never come before the Supreme Court of Ohio. In other States, the term "ineligible" has been held to mean, "as well disqualification to hold an office, as disqualification to be elected to an office." *State ex rel. Schuet v. Murry*, 28 Wis., 99, *Carson v. McPhertridge*, 15 Ind., 327.

The committee is unanimous in the opinion, that the Convention of 1851 used the term in the former sense, and intended only to disqualify persons from holding certain other offices, while acting as members of the General Assembly.

The conclusion will, in the judgment of the committee, be found to be in harmony with a uniform current of decisions in both houses of the General Assembly, since the adoption of the present Constitution.

The only case cited by contestant under the constitution of 1851, is that of *Lockheart v. Loveland*, House Journal 1856, Index Appendix

p. 89. If it be true, as stated in contestant's brief, "*that the precise question was fairly raised in the contest between Mr. Lockheart and Mr. Loveland,*" (and the committee agrees that it was,) then, as a precedent, it does not sustain the position of contestant in this case, as reference to the report of the committee will show that the committee was unanimous in favor of the sitting member, Mr. Loveland, who, it was conceded, held the office of sheriff of Holmes county, Ohio, at the time of his election as a member of the General Assembly, and the House afterward concurred in the report. The committee is of opinion that the question was "fairly raised" in the above case of *Lockheart v. Loveland*, for the reason that under section 6 article 2 of the Constitution either house may of its own motion "inquire into the election returns and qualifications of its own members."

It is at least certain that if this case has any value as precedent, it sustains the views of the committee in the case under consideration.

So, also, if it be claimed that the case of Hon. Robert B. Dennis has any application here, then it is also, in the opinion of the committee, a precedent in harmony with the views already expressed. The facts in that case show that after the election and qualification of Mr. Dennis as a member of the Fifty-ninth General Assembly, and, while he held a seat in the same, to wit, July 19, 1870, he was appointed to a lucrative office under the authority of the United States, which office he continued to hold until December 1, following his appointment. In fact, he held said appointive office and "held a seat in" the General Assembly, at one and the same time; and yet, in the judgment of the committee of that case, unanimously given, he could, even at the date of inquiry into the facts, divest himself of the disability at pleasure, by a resignation of the appointive office. The language of the Constitution is "shall be eligible to or have a seat in," etc. If the definition of the word "ineligible" urged upon the committee by contestant be accepted, still it is difficult to see why, if a person ineligible to the office of representative by reason of his holding another office at the time of his election, nevertheless *be in fact elected* to the General Assembly, he may not, by resignation of the other office, before taking his seat in the General Assembly, as effectually remove the disability as a person who, the Constitution says, shall not have a seat in the General Assembly by reason of his holding another office, but nevertheless in fact *is holding* another office, and has a seat in the General Assembly at one and the same time, and yet he may at any time remove the disability by resignation of the other office, and *continue* to hold his seat in the General Assembly. The disability, in fact, exists in the one case as much as in the other, and if so, a resignation should be as effective in the one case as in the other.

But if it be doubted whether these cases "fairly raised" the question involved in the case under consideration, and are for that reason not to be relied on as precedents, there can be no doubt, in the judgment of the committee, that the precise question was made in the case of *Newman v. Glover*, the latter of whom held the office of Register in Bankruptcy for the Eleventh Congressional District of Ohio, under the authority of the United States, both prior to and at the time of his election to the General Assembly, and continued to hold said office of Register in Bankruptcy until December 30, 1869, at which time he resigned said office, and his resignation was accepted before he took his seat in the Fifty-ninth General Assembly. [House Journal, 1870, pages 159 and 165.] That the question was fairly made in this case, the journals of 1870 and 1871

clearly show, and yet the report of the committee in favor of Mr. Glover's right to hold his seat in the General Assembly was sustained by the House, as appears on page 183 of the journal of 1871. The committee gives due consideration to this case as a precedent, and no case having been found in which the question has been decided otherwise, it is, in the opinion of the committee, entitled to great weight.

The question already considered being the only ground of contest, and it being admitted that the contestee was fairly elected by an overwhelming majority, and the question being one of doubt even under the old Constitution, which was certainly more explicit than the present one and all the precedents under the new constitution being fairly in support of the conclusion herein reached, the committee is unwilling to controvert the judgment of those who have in former General Assemblies had the question under consideration, and given an interpretation to the constitutional provision in controversy.

If the correctness of this conclusion be even doubtful, still such doubts, in the unanimous opinion of the committee, should be resolved in favor of the constitutional right of the people to be represented by the man of their choice, once *freely* and *fairly* made at the ballot-box.

No frivolous technicalities should be permitted to thwart the will of the people.

The committee therefore reports that the Hon. Moses H. Kirby is entitled to his seat in the Sixty-fourth General Assembly for the constitutional term of two years from the first day of January, 1880, and asks to be discharged from further consideration of the subject.

D. A. HOLLINGSWORTH,  
T. J. PRINGLE,  
THOMAS J. CARRAN,  
B. W. CARLISLE,  
JOSIAH KIRBY,  
H. E. O'HAGAN.



## REPORT OF THE COMMITTEE ON SOLDIERS' AND SAILORS' ORPHANS' HOME AND SCHOOL FOR IMBECILE YOUTH.

---

The committee on Soldiers' and Sailors' Orphan's Home and School for Imbecile Youth, which was instructed under Senate Resolution No. 80 to investigate certain charges made in the public press, reflecting upon the conduct of the officers in charge of the Soldiers' and Sailors' Orphans' Home at Xenia, and to report its findings to the Senate, report:

That in pursuance of said resolution it has examined thirty-four witnesses, including the officers in charge of and a number of the employees of said institution, and that every person was called as a witness, who so far as the committee could learn, knew or had an opportunity of knowing anything about the matters charged. As the result of said investigation, the committee finds but one of the charges made to be true. We find that an abortion was procured on the matron in said institution named in said charges on or about December 26, 1880, but that no one connected with that institution was in any way responsible for the condition of the matron at the time she was employed at the institution, on or about August 15, 1880, she being pregnant at that time, and that her condition at the time of her employment in the institution was not known or suspected by any one. That prior to that time she was of good character, and came to the institution very highly recommended, and no blame attaches to any one in charge of said institution for her appointment as such matron. We find that the condition of said matron while in said institution, prior to said abortion, was known to no one connected with said institution, except a matron now discharged, who learned the same some time in November, 1880, and Dr. Brundage, the physician of that institution, who learned it on December 24, 1880. We find also that no one connected with said institution knew that an abortion had been procured on said matron prior to the day of her discharge from the institution, except said matron now discharged, and said physician, who knew it within a very short time after that same had been procured, and nearly three weeks before she was discharged. The said physician did not inform any one of the officers in charge of the institution of the condition of said matron or that an abortion had been procured on her, until after said matron, now discharged, had informed the superintendent of the home, Major W. L. Shaw, of these facts. We find that said matron so informing was discharged from the institution on or about January 11, 1881, and has not been since employed therein; that said superintendent, as soon as he was informed of the facts above stated, discharged the matron on whom the abortion was performed from the institution, and she has not since been employed therein; and that said physi-

cian is still connected with said institution as its physician. We further find that no blame attaches to any one now connected with said institution, with reference to said charges, except to said physician, and in the opinion of the committee his conduct, in failing to at once notify the superintendent of the condition of said matron as soon as he learned it, and especially his concealing the fact that an abortion had been procured on her for nearly three weeks after its occurrence, and until after it was discovered by said superintendent through other sources, are matters highly censurable on his part, and reflecting upon his fidelity as an officer of said institution. We think he should either have informed the superintendent of the facts as soon as he learned them, or at once resigned his office.

JOHN C. ENTREKIN,  
P. HITCHCOCK,  
THOMAS J. CARRAN,  
H. E. O'HAGAN,  
B. WILKINS,  
L. HARPER,  
E. N. HARTSHORN,  
R. A. HORR.

## REPORT OF JOINT COMMITTEE TO INVESTIGATE THE PAST MANAGEMENT OF THE REFORM SCHOOL FOR BOYS.

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The joint committee of the Senate and House, appointed under the following resolution: H. J. No. 55: Whereas, certain charges have been made reflecting upon the past management of the Ohio Reform School at Lancaster, Ohio; therefore,

*Be it resolved by the General Assembly of the State of Ohio,* That a committee be appointed, consisting of two on the part of the Senate and three on the part of the House, with power to send for papers and persons to investigate said charges, and report its findings to this General Assembly—respectfully report:

They have taken the testimony of a number of witnesses, touching certain charges alleged against the past management of the Reform School for Boys, in a pamphlet published and circulated by one E. L. Small in the summer of 1880.

Your committee find that during the past management of the school certain indiscreet and immoral habits have been prevalent, but not to the extent alleged by said Small in his publication.

The management we find has been and is still diligently endeavoring to guard against and destroy these practices.

Your committee also find that during the past management of the school, severe whippings have been administered to the inmates for violation of the rules of the school, and in some instances the punishment has been unreasonably severe and excessive.

THOMAS J. CARREN,  
JOHN A. WILKINS,  
JOHN F. LOCKE,  
H. HUME,  
S. A. CONRAD.



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## BILLS OF THE SENATE.

Number.	Author and Title.	Introduced.	Second reading, referred.	Reported.	Engrossed.
16	Mr. Richards: Providing for the formation of partnership associations .....	.....	.....	.....	.....
17	Mr. Hartshorn: Amending section 5393 of the Revised Statutes, relating to execution against property and the sale of lands .....	.....	.....	.....	.....
46	Mr. Tyler: Authorizing railroad companies to issue bonds to finish its construction .....	.....	.....	.....	.....
63	Mr. Van Cleaf: Authorizing the change of location of the principal office of the Ohio Comet Silver Mining Company .....	.....	298	309	.....
67	Mr. Beer: Regulating the manufacture and sale of butter and eggs .....	.....	.....	111	114
75	Mr. Marriott: Amending section 6716 of the Revised Statutes, relating to the filing of certain transcript by plaintiff in error .....	.....	.....	.....	.....
77	Mr. Carran: Permitting railroad companies to erect safety-gates at street-crossings in certain cities .....	.....	344	271	277
91	Mr. Moore: Repealing sections 3833, 3834, 3835, and 3836 of the Revised Statutes, relating to building associations .....	.....	.....	.....	.....
99	Mr. Sullivan: Prohibiting the selling of pools in certain cases .....	.....	.....	.....	.....
100	Mr. Pond: Empowering the Supreme Court to review former decisions in certain cases .....	.....	.....	228	231
104	Mr. Pringle: Amending section 6710 of the Revised Statutes, relating to the jurisdiction of the Supreme Court in error .....	.....	.....	.....	.....
109	Mr. Hollingsworth: Amending section 437 of the Revised Statutes, relating to contract for printing and binding Supreme Court reports .....	.....	.....	.....	.....
120	Mr. Van Cleaf: Relating to State roads and unfinished free turnpikes .....	.....	54	235	.....

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## BILLS OF THE SENATE.

Amended.	Tabled and postponed to time certain.	From table, and taken up.	Passed.	In House, action on.	Other proceedings.	Indefinitely postponed and lost.	Reconsidered.	Enrolled and signed.
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## BILLS OF THE SENATE—Continued.

Number.	Author and Title.	Introduced.	Second reading, referred.	Reported.	Engrossed.
122	Mr. Strong: Amending section 4215 of the Revised Statutes, relating to damage for sheep killed or injured by dogs.....	.....	.....	.....	.....
124	Mr. Eggleston: Amending section 4948 of the Revised Statutes, relating to the construction of part three of the Revised Statutes.....	.....	.....	108	.....
125	Mr. Hollingsworth: Amending sections 709 and 710 of the Revised Statutes, relating to how and when a patient may be discharged from insane asylum.....	.....	.....	.....	.....
129	Mr. Sinks: For the relief of Benj. N. Beaver and John W. Butt, contractors.....	.....	.....	.....	.....
131	Mr. Carran: Relating to doing business beyond the limits of the State, and the investment of surplus capital by incorporated companies.....	.....	.....	.....	.....
136	Mr. Carran: Amending section 4938 of the Revised Statutes, relating to the time of commencing actions in cases of personal injury not resulting in death.....	.....	.....	.....	.....
145	Mr. Carran: Prohibiting the catching of brook trout and salmon, except by angling.....	.....	345	666	.....
149	Mr. Pond: Amending section 6021 of the Revised Statutes, relating to validity of sales made by executors or administrators who shall have been removed or resigned.....	.....	.....	.....	.....
154	Mr. Van Cleaf: Amending section 329 of the Revised Statutes, relating to the printing of public documents in the German language.....	.....	.....	.....	.....
157	Mr. Kirby of Hamilton: Providing for the issue of duplicate bonds in lieu of bonds lost or destroyed.....	.....	.....	.....	.....
160	Mr. Wilkins of Tuscarawas: Amending section 164 of the Revised Statutes, relating to the duties of the Auditor of State concerning public land records.....	.....	.....	.....	.....
164	Mr. O'Hagan: Amending section 4115 of the Revised Statutes, relating to the mode of conveying real estate by the State.....	.....	.....	.....	.....
168	Mr. Richards: Amending sections 1061 and 1062 of the Revised Statutes, relating to the appointment of a deputy county sealer.....	.....	.....	565	574
171	Mr. Beer: Amending section 4155 of the Revised Statutes, to the refiling of chattel mortgages within two years.....	.....	.....	.....	.....
189	Mr. Sinks: Prohibiting the clerk of the police court and Mayor's court from prosecuting or defending in cases tried in said courts.....	.....	.....	.....	.....
193	Mr. Pringle: Amending section 5430 of the Revised Statutes, relating to exemptions of property to heads of families.....	.....	.....	.....	.....



## BILLS OF THE SENATE—Continued.

Amended.	Tabled and postponed to time certain.	From table, and taken up.	Passed.	In House, action on.	Other proceedings.	Indefinitely postponed and lost.	Reconsidered.	Enrolled and signed.
.....	.....	.....	.....	196	.....	196	.....	.....
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## BILLS OF THE SENATE—Continued.

Number.	Author and Title.	Introduced.	Second reading referred.	Reported.	Engrossed.
194	Mr. Sinks: Amending section 4202 of the Revised Statutes, prohibiting the running at large of certain animals .....				
201	Mr. Richards: Amending sections 3934 and 3948, of the Revised Statutes, relating to the time when petitions may be filed for formation of joint sub-school districts .....				
202	Mr. Atkinson: Authorizing certain townships to build railroads, and to lease or operate the same .....				
206	Mr. Creamer: Authorizing certain incorporated villages to build railroads, and to lease or operate the same .....				
207	Mr. Saltzgeber: Amending section 5741 of Revised Statutes, providing when prisoners must be discharged under <i>habeas corpus</i> .....				
217	Mr. Carran: Amending section 6954 of the Revised Statutes, relating to the adulteration of coal oil .....		4		
235	Mr. Van Cleaf: Amending section 4071 of the Revised Statutes, relating to the publication of notice of school examinations .....				
243	Mr. O'Hagan: Authorizing Salem township and the village of Oak Harbor, Ottawa county, to build a town hall .....				
244	Mr. Carran: Amending section 2293, relative to repairing and improving streets .....	6	9	36	
245	Mr. Sinks: Amending sections 5163, 5165, 5166, 7269, and 7275, of the Revised Statutes, creating a board of jury commissioners .....	6	9		
246	Mr. Saltzgeber: To regulate the sale of lands on execution .....	6	10		
247	Mr. Carran: To amend the act to build a soldiers' monument in Cuyahoga county .....	7	10	66	69
248	Mr. Sinks: Amending section 710 of the Revised Statutes, prescribing the duties of the superintendent of Insane Asylums, in case of the death or escape of patients .....	9	24	34	40
249	Mr. Fleischmann: Amending section 3868 of of the Revised Statutes, providing for constructing and conducting a museum .....	10	14	36	40
250	Mr. Moore: Amending section 6289 of the Revised Statutes, allowing bondsmen to appear in court in certain cases .....	10	14	336	356
251	Mr. Horr: To authorize the commissioners of Lorain county to complete the court house in said county .....	12	13		
252	Mr. Kelley: To authorize the commissioners of Lawrence county to levy an additional tax for road purposes .....	13	27	34	35

## BILLS OF THE SENATE—Continued.

Amended.	Tabled and postponed	From table, and taken up.	Passed.	In House, Action on.	Other proceedings.	Indefinitely postponed and lost.	Reconsidered.	Enrolled and signed.
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## BILLS OF THE SENATE—Continued.

Number.	Author and Title.	Introduced.	Second reading re- ferred.	Reported.	Engrossed.
253	Mr. Jackson: Amending sections 1599 and 1605 of the Revised Statutes, to regulate the enlargement of corporate limits by annexing contiguous territory .....	13	27	247	251
254	Mr. Horr: Amending sections 3904 of the Revised Statutes, relating to the membership of Boards of Education in certain districts..	27	39	44	46
255	Mr. Beer: Supplementary to sections 3936 and 4018, prescribing the qualifications of members of Boards of Education, and regulating the appointment of teachers .....	27	39, 109	.....	.....
256	Mr. Sinks: Amending sections 1255 and 1256 of the Revised Statutes, to require clerks of courts to make a general index of suits when brought .....	29	39	65	92
257	Mr. Wilkins of Tuscarawas: Amending sections 6961 of the Revised Statutes, limiting the time of killing certain game birds .....	29	41	.....	.....
258	Mr. Sullivan: Amending section 6871 of the Revised Statutes, prescribing penalties for violation of the provisions of the mining law .....	29	41	214	217
259	Mr. Beer: For the payment of claims of S. N. Field and Jacob Hildebrand .....	31	41	129	.....
260	Mr. Jackson: Authorizing New Lexington to issue bonds and transfer certain funds .....	35	35	.....	35
261	Mr. Marriott: Amending sections 7245 and 7246 of the Revised Statutes, to provide compensation for attorneys for indigent prisoners .....	36	41	71	86
262	Mr. Atkinson: To facilitate the procuring of testimony .....	43	49	212	217
263	Mr. Jackson: Amending section 14 of the Revised Statutes, relating to fees received by the Secretary of State .....	43	46	65	69
264	Mr. Sinks: Amending section 2004 of the Revised Statutes, enlarging the powers of boards of police, relative to removal of officers .....	43	46	132	140
265	Mr. Pond: To provide for the examination and payment of certain claims .....	43	46	215	217
266	Mr. Eggleston: Amending section 7016a of the Revised Statutes, to prevent fraud in the sale of leaf tobacco .....	48	51, 142	132, 145	140
267	Mr. Richards: To authorize the trustees of Steubenville township to transfer certain funds .....	50	51	65	69
268	Mr. Pond: Amending section 95 of the Revised Statutes, relative to extradition or demand for fugitives from justice .....	52	63	71	80
269	Mr. Pond: Amending section 108 of the Revised Statutes, providing for an index of the records in the executive department .....	52	63	71	80

## BILLS OF THE SENATE—Continued.

Amended.	Tabled and postponed to time certain.	From table, and taken up.	Passed.	In House, action on.	Other proceedings.	Definitely postponed and lost.	Reconsidered.	Enrolled and signed.
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## BILLS OF THE SENATE—Continued.

Number.	Author and Title.	Introduced.	Second reading, re-ferred.	Reported.	Engrossed.
270	Mr. Richards: Amending section 4081 of the Revised Statutes, relative to the renewal of five and ten year certificates for teachers ..	56	69	90	92
271	Mr. Eggleston: Amendatory of the act to provide compensation for county and city boards of equalization .....	56	69	79	80
272	Mr. Perkins: To authorize the commissioners of Trumbull county, to compromise with the sureties of Geo. B. Kennedy, late auditor of said county .....	57	69	89	92
273	Mr. Carran: To provide for the creation and regulation of safe deposit companies .....	57	69, 118	96, 396	[401 112,
274	Mr. Fleischmann: Amending sections 5443, 6602, 6606, 6607, and 6612, relating to right of dower and forcible entry and detainer...	65	76, 126	108, 172	.....
275	Mr. Van Cleaf: Amending section 66 of the Revised Statutes, relative to the printing and distribution of public documents .....	65	76	.....	.....
276	Mr. Van Cleaf: Amending section 3283 of the Revised Statutes, so as to prohibit the board of public works from granting rights of way over public lands to railroad companies .....	65	76	.....	.....
277	Mr. Wilkins of Tuscarawas: To authorize the village of Coshocton to transfer certain funds .....	70	76	96	112
278	Mr. Fleischmann: Amending section 6939a of the Revised Statutes, so as to exempt county fairs and new associations from its provisions .....	70	76	90	92
279	Mr. Moore: Amending section 1448 of the Revised Statutes, so as to provide for the election of new assessors for each township instead of each precinct .....	76	84	.....	140
280	Mr. Hartshorn: Supplementary to section 6856 of the Revised Statutes, making the attempt to steal from another unlawful and punishable .....	76	84	.....	.....
281	Mr. Eggleston: To authorize cities of the first grade of the first class to issue bonds for infirmary purposes .....	81	92	272	277
282	Mr. Sinks: Amending section 654 of the Revised Statutes, to allow officers of State institutions to draw one-tenth of appropriation at one time .....	81	92	111	114
283	Mr. Van Cleaf: Supplementary to section 7432a, relative to restoring to citizenship discharged convicts .....	89	99	.....	.....
284	Mr. Marriott: To authorize certain municipal corporations (Newark) to construct machine shops .....	89	99	102	106
285	Mr. Creamer: To provide for the appointment of special policemen in State institutions...	89	99	132	140

## BILLS OF THE SENATE—Continued.

Amended.	Tabled and postponed to time certain.	From table, and taken up.	Passed.	In House, action on.	Other proceedings.	Indefinitely postponed and lost.	Reconsidered.	Enrolled and signed.
[112 90, 93, 94,	94	112	113	354	.....	.....	.....	410, 411
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## BILLS OF THE SENATE—Continued.

Number.	Author and Title.	Introduced.	Second reading, referred.	Reported.	Engrossed.
286	Mr. Creamer: Amending section 1071 of the Revised Statutes, to regulate fees of county auditors .....	94	99	251	262
287	Mr. Pond: Supplementary to section 1284a of the Revised Statutes, to fix the salary of the Clerk of the supreme court .....	94	99	108	114
288	Mr. Fleischmann: Amending the act to provide for the relief of disabled firemen in certain cities .....	94	99	271	277
289	Mr. Kirby of Wyandot: To authorize certain municipal corporations (Tiffin) to construct machine shops .....	94	99	102	106
290	Mr. Richards: Amending sections 6797 and 7432 of the Revised Statutes, to provide for the restoration to citizenship of discharged convicts .....	98	99	-----	-----
291	Mr. Tyler: Amending section 4714 of the Revised Statutes, to insert the word "title," instead of the word "chapter" .....	102	114	337	343
292	Mr. Richards: Amending section 1435 of the Revised Statutes, relating to deed from the State when deposited .....	102	114	172	181
293	Mr. Hitchcock: To provide against the evils resulting from the traffic in intoxicating liquors .....	103	114	-----	-----
294	Mr. Beer: To authorize the village of Ashland to build a town hall .....	104	114	125	128
295	Mr. Marriott: To regulate stock-yard companies; to fix their charges, and for other purposes .....	107	122	-----	-----
296	Mr. Carran: To regulate children's homes and industrial schools (Cleveland) .....	107	122	184	197
297	Mr. Entrekin: Amending sections 3033 to 3039 inclusive, and 3046, 3071, 3075, 3078, 3081, and 3082, to fix the minimum of a company of militia and regulate the pay .....	107	124	215	231
298	Mr. Saltzgaber: To authorize certain incorporated villages (Delphos) to construct machine shops .....	107	124	-----	128
299	Mr. Eggleston: Amending the act of 1880, relating to insane asylums, and repealing sections 722 to 751 inclusive of the Revised Statutes, and to provide for the transfer of Longview to the State .....	110	294, 388	334, 405	356
300	Mr. O'Hagan: Amending sections 1260, 1261, 1262, and 1263 of the Revised Statutes, to regulate the fees of the clerks of courts .....	120	127, 485	274, 641	472
301	Mr. Carlisle: For the relief of Thomas Myers, late treasurer of Amanda township, Fairfield county .....	120	127	133	-----
302	Mr. Kelly: To authorize certain townships to purchase real estate for railroad purposes and build machine shops .....	120	127	150	-----



## BILLS OF THE SENATE—Continued.

Amended.	Tabled and postponed to time certain.	From table, and taken up.	Passed.	In House, action on.	Other proceedings.	Indefinitely postponed and lost.	Reconsidered.	Enrolled and signed.
251	.....	.....	263	.....	.....	.....	.....	.....
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## BILLS OF THE SENATE—Continued.

Number.	Author and Title.	Introduced.	Second reading, referred.	Reported.	Engrossed.
303	Mr. Strong: Amending section 4476 of the Revised Statutes, prescribing the duties of county commissioners when contracts to be let consists in widening, etc., large streams and navigable rivers .....	120	127	132	140
304	Mr. O'Hagan: To provide for furnishing a series of readers for the use of the common schools of the State.....	120	127	502	543
305	Mr. Harper: Amending section 6302 of the Revised Statutes, prescribing the duty of probate judges in the appointment of guardians for minor children of idiots, etc..	120	127	172	181
306	Mr. Eggleston: Supplementary act, providing for the sale or lease of the Cincinnati Southern railroad .....	120	127	234	262
307	Mr. Eggleston: To regulate the charges for sleeping and palace cars or coaches within the State of Ohio .....	120	127	504	623
308	Mr. Eggleston: To authorize the issue of certain bonds to supply certain deficiencies in Cincinnati .....	120	127	675	.....
309	Mr. Harper: To authorize the transfer of dog tax in Knox county .....	124	139	156	.....
310	Mr. Kirby of Hamilton: To provide a tax for the opening, grading, and completing Glenway West avenue .....	124	139	297	301
311	Mr. Pond: More effectually to provide against the evils resulting from the sale of intoxicating liquors .....	128	139	227	[277 251,
312	Mr. Van Cleef: Amending section 715 of the Revised Statutes, prescribing the duties of superintendents of insane asylums, relative to the death of patients .....	128	139	160	167
313	Mr. Van Cleef: Amending section 3906 of the Revised Statutes, so that members of boards of education may be voted for in same ballot boxes with candidates for other offices .....	139	155	166	170
314	Mr. Harper: Amending act to provide for the construction, etc., of water works in the city of Springfield .....	142	143	.....	.....
315	Mr. O'Hagan: Amending the act authorizing Port Clinton to construct a railroad .....	144	155	214	217
316	Mr. O'Hagan: Authorizing Salem township, Ottawa county, to build a railroad .....	144	155	398	401
317	Mr. Harper: Authorizing Mt. Vernon to erect city buildings .....	144	155	186	189
318	Mr. Carlisle: Amending section 3995 of the Revised Statutes, to authorize school boards of certain cities to levy a tax for philosophical apparatus .....	147	155	.....	.....

## BILLS OF THE SENATE—Continued.

Amended.	Tabled and postponed to time certain.	From table, and taken up.	Passed.	In House, action on.	Other proceedings.	Indefinitely postponed and lost.	Reconsidered.	Enrolled and signed.
.....	.....	.....	142	.....	.....	.....	.....	.....
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## BILLS OF THE SENATE—Continued.

Number.	Author and Title.	Introduced.	Second reading, re-ferred.	Reported.	Engrossed.
319	Mr. Saltzgaber: Amending section 6577 of the Revised Statutes, to allow justices of the peace to render judgment by default on verified accounts .....	147	155	-----	-----
320	Mr. Mounts: Amending section 4916 and repealing section 4914 of the Revised Statutes, relative to abandonment of certain roads, and to the forfeiture of the right to collect toll thereon .....	150	161	276	-----
321	Mr. Moore: Amending act relative to Still-water ditch in Darke county .....	150	161	175	-----
322	Mr. Atkinson: Providing for the repair of Quaker City and Summerfield turnpike in Guernsey county .....	150	162, 538	174	-----
323	Mr. Saltzgaber: Providing for the improvement of public highways in Van Wert county .....	150	162, 542	167, 591	-----
324	Mr. Marriott: Authorizing the city of Delaware to levy a tax to complete the city hall .....	153	162	-----	-----
325	Mr. Wilkins of Tuscarawas: To regulate the charges of telephone companies .....	157	162	567	-----
326	Mr. Wilkins of Tuscarawas: Amending sections 4, 4106, 4107, and 4108 of the Revised Statutes, to abolish the use of private seals, and for other purposes .....	160	162	198	-----
327	Mr. Marriott: Amending section 7401 of the Revised Statutes, authorizing the warden of the penitentiary to appoint officers and guards without reference to counties .....	160	162	677	-----
328	Mr. Richards: Authorizing the council of Steubenville to issue bonds to complete water main .....	166	180	213	217
329	Mr. Creamer: Authorizing the construction of a turnpike in Fayette county, and for other purposes .....	166	181	184	-----
330	Mr. Carlisle: Authorizing the issue of bonds for water works purposes in Lancaster .....	166	181	270	277
331	Mr. Tyler: To authorize the planting of shade and fruit trees along the highways ..	166	181	193	205
332	Mr. Moore: Authorizing the transfer of dog tax fund in Darke county .....	166	181, 199	199, 201	205
333	Mr. Hartshorn: Authorizing the appointment of an assistant mine inspector .....	166	181	269	301
334	Mr. Sink: Amending section 1117 of the Revised Statutes, regulating the fees of county treasurers .....	171	189	251	263
335	Mr. Strong: Amending section 897 of the Revised Statutes, fixing the per diem and mileage of county commissioners .....	171	189	-----	-----
336	Mr. Hartshorn: Amending section 6564 of the Revised Statutes, fixing the compensation of jurors before justices of the peace at fifty cents per day .....	171	189	211	217

## BILLS OF THE SENATE—Continued.

Amended.	Tabled and postponed to time certain.	From table, and taken up.	Passed.	In House, action on.	Other proceedings.	Indefinitely postponed and lost.	Reconsidered.	Enrolled and signed.
.....	.....	.....	.....	.....	.....	.....	.....	.....
.....	.....	.....	287	.....	.....	.....	.....	.....
.....	.....	.....	175	247	.....	.....	.....	291, 292
511, 538	.....	.....	174	511, 538	.....	.....	.....	.....
167, 540	.....	.....	168	540	591	.....	.....	663, 664
379	.....	.....	154	379	3:0	.....	.....	475, 476
567	.....	.....	.....	.....	.....	.....	.....	.....
198	.....	.....	198	.....	.....	.....	.....	.....
.....	.....	.....	.....	.....	.....	677	.....	.....
.....	.....	.....	231	476	.....	.....	.....	518, 520
.....	.....	.....	184	332	.....	.....	.....	459, 460
.....	.....	.....	301	356	.....	.....	.....	380, 381
199, 207	.....	.....	207	371, 381	.....	.....	.....	.....
.....	.....	.....	207	.....	.....	.....	.....	.....
316	.....	.....	316	558	.....	.....	.....	690, 691
.....	.....	.....	343	.....	300, 327	.....	.....	.....
.....	313	.....	.....	.....	.....	.....	.....	.....
268	211	216	268	.....	233, 239	.....	.....	380

## BILLS OF THE SENATE—Continued.

Number.	Author and Title.	Introduced.	Second reading re-ferred.	Reported.	Engrossed.
337	Mr. Sullivan: Amending section 2833 of the Revised Statutes, reducing the tax on dogs from one dollar to fifty cents .....	176	189	494	505
338	Mr. Entrekin: To authorize the commissioners of Ross county to pay a certain claim of Thomas L. Mackey, late sheriff .....	177	189	251	263
339	Mr. Entrekin: Amending section 8401 of the Revised Statutes, so as to authorize the lease or sale of railroads built by villages and townships .....	177	190	213	217
340	Mr. Harper: To authorize the board of education of West Salem to issue bonds for the redemption of other bonds .....	183	193	229	231
341	Mr. Stroug: Supplementary to section 39 of the Revised Statutes, and further defining the duties of the Sergeant-at-Arms of the Senate and House of Representatives .....	183	193	251	263
342	Mr. Hartshorn: Amending section 3908 of the Revised Statutes, providing for the election of village school boards at regular elections, and for separate tickets and ballot boxes...	183	193, 208	198, 279	205
343	Mr. Pollard: To authorize a special term of district court in Jackson county .....	190	193	211	217
344	Mr. Tyler: To authorize Union township, Brown county, to settle claims for bounty..	190	193	442	448
345	Mr. Carran: Amending sections 4672 of the Revised Statutes, so as to provide for private roads from any church, cemetery, etc..	190	197, 250	238, 309	231
346	Mr. Sinks: Amending sections 3822 and 3824, including Dayton in the law relating to avenue companies .....	194	204	229	231
347	Mr. Pond: Amending section 6762 of the Revised Statutes, so that the officers therein named may commence action under the two preceding sections .....	194	204	270	277
348	Mr. Sinks: To authorize the commissioners of Montgomery county to provide for the construction of a soldiers' monument .....	194	204	252	262
349	Mr. Eggleston: To authorize railroad companies to construct, etc., telegraph lines for commercial purposes. ....	198	231	456	472
350	Mr. Saltzgeber: Supplementary to section 5847, to provide for the relief of sureties in certain cases .....	201	217	.....	.....
351	Mr. Eggleston: To provide for establishing a department for inspection of food, and to prevent its adulteration .....	210	236	306	.....
352	Mr. Carran: Amending section 3333, of the Revised Statutes, to more definitely specify how railroad crossings shall be made .....	210	238	590	.....

## BILLS OF THE SENATE—Continued.

Amended.	Tabled and postponed	From table, and taken up.	Passed.	In House, action on.	Other proceedings.	Indefinitely postponed and lost.	Reconsidered.	Enrolled and signed.
599	.....	.....	.....	.....	548, 571	599	.....	.....
301	282, 510	.....	301	510	535	.....	.....	690, 692
213	.....	.....	250	.....	239	.....	.....	559
.....	.....	.....	233	372	.....	.....	.....	459, 460
282	252	357	366	.....	.....	.....	.....	.....
208, 279	.....	.....	.....	.....	.....	279	.....	.....
.....	.....	.....	232	354	.....	.....	.....	475, 476
.....	.....	.....	453	558	.....	.....	.....	638, 640
.....	.....	.....	328	232, 239	.....	.....	.....	.....
385	.....	.....	234	385	.....	.....	.....	475, 476
.....	.....	.....	287	.....	.....	.....	.....	.....
252	.....	.....	263	412	.....	.....	.....	518, 519
620	474	576	622	.....	.....	.....	.....	.....
.....	.....	.....	217	.....	.....	.....	.....	.....
.....	.....	.....	.....	.....	.....	.....	.....	.....
.....	.....	.....	.....	.....	.....	590	.....	.....

## BILLS OF THE SENATE—Continued.

Number.	Author and Title.	Introduced.	Second reading, re- ferred.	Reported.	Engrossed.
353	Mr. Marriott: Amending section 4013 of the Revised Statutes, to admit the children of freeholders to school whose residence is without, but who owns real estate within the district .....	210	238	340	343
354	Mr. Kirby of Hamilton: Amending sections 1694 and 2330 of the Revised Statutes, so as to transfer the power to make assessments and contracts from council of Cincinnati to the Board of Public Works .....	210	238	.....	.....
355	Mr. Pringle: Amending section 1222 of the Revised Statutes, so that when charges are preferred against a prosecuting attorney he may be suspended by the court during the pending of such charges .....	210	226	.....	231
356	Mr. Eggleston: To revise the insurance laws of the State of Ohio .....	210	239	.....	.....
357	Mr. Strong: Amending section 1234 of the Revised Statutes, so as to increase the salary of the railroad commissioner .....	210	236	.....	.....
358	Mr. Creamer: To provide for the building of a fire engine hall in Jamestown, Greene county .....	222	222	.....	222
359	Mr. Saltzger: To provide for the issue of bonds for the redemption of other bonds, in Celina school district .....	234	246	288	301
360	Mr. Pond: Amending sections 4065, 4066, 4067 and 4068, providing for a board of school examiners and fixing the quorum thereof .....	234	246	383	386
361	Mr. Pond: Amending section 657, authorizing the board of state charities to employ clerical assistants .....	234	245	305	314
362	Mr. Hitchcock: Amending section 4073, providing that certificates for five and ten years issued to teachers on account of consecutive years experience, may be renewed without examination .....	235	246, 301	273, 533	277
363	Mr. Van Cleef: Amending section 967 so as to require more full and satisfactory reports from infirmary directors .....	239	240	295	301
364	Mr. Siuks: Amending section 522 of the Revised Statutes, to provide for the removal of cases from the superior court to the court of common pleas in Montgomery county .....	240	245	337	343
365	Mr. Pringle: For the relief of the sureties of Theodore A. Wick of Clarke county .....	240	261	395	422
366	Mr. Richards: To authorize the building of a city hall and market house in Steubenville .....	247	261	271	277



## BILLS OF THE SENATE—Continued.

Amended.	Tabled and postponed to time certain.	From table, and taken up.	Passed.	In House, action on.	Other proceedings.	Definitely post- poned and lost.	Reconsidered.	Enrolled and signed.
.....	351, 462	422	.....	.....	.....	439	462	.....
.....	.....	.....	.....	.....	.....	.....	.....	.....
.....	.....	.....	233	.....	.....	.....	.....	.....
.....	.....	.....	.....	.....	.....	.....	.....	.....
.....	.....	.....	222	247	.....	.....	.....	266, 292
.....	.....	.....	303	372	.....	.....	.....	393, 394
.....	408	.....	439	.....	.....	.....	.....	.....
.....	.....	.....	327	412, 538	.....	412	.....	.....
.....	.....	.....	555	.....	.....	301	301	.....
.....	.....	.....	303	.....	.....	.....	.....	.....
.....	.....	.....	389	426	.....	426	.....	.....
395	396	.....	421	591	.....	.....	.....	638, 639
.....	.....	.....	286	356	.....	.....	.....	380, 381

## BILLS OF THE SENATE—Continued.

Number.	Author and Title.	Introduced.	Second reading, referred.	Reported.	Engrossed.
367	Mr. Sinks: To authorize certain cities (Dayton), to construct machine shops and issue bonds therefor.....	249	261	280	-----
368	Mr. Pringle: Amending section 6862 of the Revised Statutes, so as to include in its provisions the throwing of stones into any military or other public parade, meeting or assembly.....	277	294	370	386
369	Mr. Tyler: To authorize the construction of certain free turnpikes in Brown county.....	277	294	325	327
370	Mr. O'Hagan: To amend the act authorizing Union township, Van Wert county, to build railroads.....	277	294	308	-----
371	Mr. Creamer: Amending section 4796 of the Revised Statutes, so as to provide for the dissolution of the board of road commissioners, when a turnpike is completed and paid for.....	277	294	396	401
372	Mr. Harper: Amending section 6333 of the Revised Statutes, making a majority present at a meeting of creditors necessary to a choice of trustees.....	277	294	457	472
373	Mr. Wilkins of Tuscarawas: To authorize the trustees of the parsonage of East Plainfield M. E. Church to sell certain lots.....	288	298	306	396
374	Mr. Kelly: To authorize the transfer of funds from tax on dogs in Lawrence county to the agricultural society.....	288	298	304	-----
375	Mr. Parker: To amend the act to authorize the transfer of bounty fund to aid in the erection of soldiers' monument.....	288	298	384	386
376	Mr. O'Hagan: To authorize the payment of certain claims in Ottawa county.....	288	298	325	327
377	Mr. Wilkins of Tuscarawas: Amending section 6577 of the Revised Statutes, relating to proceedings in default of appearance...	288	298	431	433
378	Mr. Entrekin: Amending section 5134 of the Revised Statutes, relating to the assignment of cases on the docket.....	296	311	420	433
379	Mr. Entrekin: Amending section 1278 of the Revised Statutes, so as to allow costs, including attorneys fees to tax payers, who bring actions for restraining orders in certain cases.....	296	311	-----	-----
380	Mr. Atkinson: To aid in the production of iron.....	303	326	352	356
381	Mr. O'Hagan: To authorize the village of Clyde to transfer certain funds therein named.....	303	327	384	-----
382	Mr. Entrekin: Amending section 2619 of the Revised Statutes, directing the auditor of state to transmit equalization statements to county auditors.....	304	327	432	433

## BILLS OF THE SENATE—Continued.

Amended.	Tabled and postponed to time certain.	From table, and taken up.	Passed.	In House, action on.	Other proceedings.	Indefinitely postponed and lost.	Reconsidered.	Enrolled and signed.
342	.....	.....	280	342	.....	.....	.....	475, 476
.....	.....	.....	403	.....	.....	.....	.....	.....
.....	.....	.....	328	516	.....	.....	.....	559
308	.....	.....	308	322	.....	.....	.....	334
.....	.....	.....	410	461	.....	.....	.....	518, 519
.....	.....	.....	474	.....	.....	.....	.....	.....
.....	.....	.....	307	515	.....	.....	.....	559
.....	.....	.....	317	477	.....	477	.....	.....
.....	407	.....	.....	.....	.....	.....	.....	.....
.....	.....	.....	328	362	.....	.....	.....	393, 394
431	.....	.....	438	.....	.....	.....	.....	.....
.....	.....	.....	439	609	.....	.....	.....	662, 664
.....	.....	.....	.....	.....	.....	.....	.....	.....
387	.....	.....	388	.....	.....	.....	.....	.....
.....	.....	.....	408	558	.....	.....	.....	690, 691
.....	.....	.....	438	634	.....	.....	.....	662, 664

## BILLS OF THE SENATE—Continued.

Number.	Author and Title.	Introduced.	Second reading, referred.	Reported.	Engrossed.
383	Mr. Entrekin: Amending section 2872 of the Revised Statutes, to provide for a forfeited land record to be kept in the county auditor's office .....	304	327	432	433
384	Mr. Tyler: Amending the act authorizing the commissioners of Brown county to construct free turnpikes. (O. L., Vol. 75, page 1122) .....	311	327	339	343
385	Mr. Tyler: Amending the act to authorize the commissioners of Brown county to construct certain free turnpike (O. L., Vol. 76, page 243) .....	311	327	339	343
386	Mr. Tyler: Amending the act authorizing the commissioners of Brown county to construct certain free turnpikes (O. L., Vol. 77, page 328) .....	311	327	338	343
387	Mr. Tyler: Amending the act authorizing the commissioners of Brown county to construct certain free turnpikes (O. L., Vol. 77, page 382) .....	311	327	339	343
388	Mr. Parker: To authorize the commissioners of Huron county to purchase ground, and enlarge and improve the court house .....	313	313	313	.....
389	Mr. Eggleston: Amending section 1663 of the Revised Statutes, providing for the election of a president of the board of aldermen in any year when there is no election of aldermen .....	319	343	367	433
390	Mr. Hitchcock: To repeal section 44 of the Revised Statutes, making it the duty of the President of the Senate and the Speaker of the House to report to the Auditor of State the number of days attendance of each member .....	319	343	.....	.....
391	Mr. Van Cleaf: Amending section 3906 of the Revised Statutes, prescribing the amount of compensation for judges and clerks of election of members of school boards .....	333	357, 436	377, 677	366
392	Mr. Perkins: Repealing section 7414 and 7433 of the Revised Statutes, fixing the salary of the captain of the night watch at the Penitentiary, and prescribing the amount to be charged for keeping U. S. prisoners .....	333	357	376	386
393	Mr. Jackson: Supplementary to the act to authorize the survey and estimate of certain roads in Perry county .....	333	357, 538	408	.....
394	Mr. Van Cleaf: To authorize the rebuilding of a bridge across the Scioto river in Pickaway county .....	375	375	.....	375

## BILLS OF THE SENATE—Continued.

Amended.	Tabled and postponed to time certain.	From table, and taken up.	Passed.	In House, action on.	Other proceedings.	Indefinitely postponed and lost.	Reconsidered.	Enrolled and signed.
.....	.....	.....	438	558	.....	.....	.....	690, 691
.....	.....	.....	350	426	.....	.....	.....	517, 520
.....	.....	.....	350	427	.....	.....	.....	518, 519
.....	.....	.....	351	427	.....	.....	.....	518, 519
.....	.....	.....	350	427	.....	.....	.....	517, 519
.....	.....	.....	313	321	.....	.....	.....	334
.....	.....	.....	368	516	.....	.....	.....	559
.....	.....	.....	.....	.....	.....	.....	.....	.....
.....	409	.....	.....	.....	.....	435, 677	436	.....
397, 402	.....	.....	403	.....	.....	.....	.....	.....
408, 538	.....	.....	409	538	548	.....	.....	638, 640
.....	.....	.....	375	393	.....	.....	.....	393

## BILLS OF THE SENATE—Continued.

Number.	Author and Title.	Introduced.	Second reading referred.	Reported.	Engrossed.
395	Mr. O'Hagan: To authorize the village council of the village of Bellevue to invest certain funds in United States bonds and other securities.....	359	360	396	401
396	Mr. Sinks: To authorize certain townships to build railroads.....	359	360	368	.....
397	Mr. Marriott: To authorize the levy of a special tax to pay off the indebtedness of the agricultural society.....	359	360	.....	.....
398	Mr. Sullivan: Amending section 6172 of the Revised Statutes, prescribing the manner of drawing a new petit jury, or filling vacancies.....	359	360	591	.....
399	Mr. Strong: Amending section 3083 of the Revised Statutes, so that when the militia is called out by the authorities in any county or municipal corporation they shall be paid by such county or municipal corporation.....	359	360	399	401
400	Mr. Pringle: Amending section 2903 of the Revised Statutes, so as to require county auditors to send a list of delinquent lands to the auditor of State for comparisons and correction before offering them for sale.....	367	400	410	422
401	Mr. O'Hagan: To provide for improving drains in Ottawa county.....	367	400, 511	458, 576	472
402	Mr. Perkins: To provide for the relief of the heirs of Eliza M. Heaton, late of Trumbull county.....	367	401	441	448
403	Mr. Jackson: To authorize the council of the village of Shawnee to purchase land and build an engine house.....	382	382	.....	.....
404	Mr. Entrekin: To authorize the council of Chillicothe to transfer certain funds.....	384	401	430	433
405	Mr. Hollingworth: To authorize certain villages to build a railroad.....	386	386	.....	386
406	Mr. Carlisle: To authorize the Board of Education of Rushville township, Fairfield county, to borrow money for school purposes.....	392	416	420	.....
407	Mr. Pringle: To fix the aggregate taxes which may be levied for certain purposes in Springfield, Clarke county.....	392	416	441	448
408	Mr. Atkinson: Amending section 4368 of the Revised Statutes, to limit the publication of legal advertisements in German papers..	392	416	584	628
409	Mr. Carran: To amend the act providing for the compensation of boards of equalization.....	392	416	440	448
410	Mr. Moore: Amending section 4215 of the Revised Statutes, so that the fund arising from the tax on dogs may be transferred to the county general revenue fund.....	393	416	443	448

## BILLS OF THE SENATE—Continued.

Amended.	Tabled and postponed to time certain.	From table, and taken up.	Passed.	In House, action on.	Other proceedings.	Indefinitely postponed and lost.	Reconsidered	Enrolled and signed.
396	.....	.....	404	415	.....	.....	.....	517, 519
.....	.....	.....	368	723	.....	723	.....	.....
.....	.....	.....	.....	.....	.....	561	.....	.....
.....	.....	.....	.....	.....	.....	561	.....	.....
399	.....	.....	430	.....	.....	.....	.....	.....
.....	.....	.....	423	.....	662	.....	.....	725, 727
.....	.....	.....	653	.....	486	.....	.....	.....
.....	.....	.....	454	536	.....	.....	.....	690, 691
.....	.....	.....	383	662	.....	.....	.....	725, 727
438	.....	.....	438	464	.....	.....	.....	518, 519
.....	.....	.....	386	537	.....	537	.....	.....
.....	.....	.....	420	536	.....	.....	.....	690, 692
.....	.....	.....	472	516	.....	.....	.....	579, 580
585	647	.....	.....	.....	.....	.....	.....	.....
440	.....	.....	453	[516, 578, 628	.....	516	.....	663, 664
.....	.....	.....	453	.....	.....	.....	.....	.....

## BILLS OF THE SENATE—Continued.

Number.	Author and Title.	Introduced.	Second reading, referred.	Reported.	Engrossed.
411	Mr. Eggleston: Amending section 3309 of the Revised Statutes, so that railroad companies may borrow money in lieu of issuing preferred stocks .....	410	416	493	505
412	Mr. Creamer: To authorize certain villages (Bloomingburg) to build railroads .....	410	416	493	505
413	Mr. Pringle: To authorize the issue of bonds to pay certain judgments in Clarke county..	410	416	422	433
414	Mr. Moore: To authorize certain townships (Greenville, Darke county) to build railroads .....	417	447	492	505
415	Mr. Van Cleaf: To authorize the commissioners of Pickaway county to construct a temporary bridge or ferry .....	417	432	433	.....
416	Mr. Pollard: To authorize the construction of certain free turnpike roads in Adams county .....	417	433	442	448
417	Mr. Pond: To designate the offices in which the official bonds of state officers shall be deposited .....	417	433	561	570
418	Mr. Kirby of Hamilton: Amending section 6961 of the Revised Statutes, fixing a penalty for selling or having in possession certain game birds and animals in violation of law .....	422	436	439	448
419	Mr. Tyler: To authorize the construction of a certain free turnpike in Clermont county.	431	449	.....	.....
420	Mr. Saltzgaber: Amending section 4400 of the Revised Statutes, exempting from the provisions of the law regulating peddlers' license, persons who exchange goods, etc., for county produce .....	431	447	.....	.....
421	Mr. Cline: To create two election precincts in Brown township, Vinton county .....	432	447	532	443
422	Mr. Pollard: Amending the act to authorize Jackson township, Pike county, to build a railroad, so that a certain sum of money may be expended in the purchase of the right of way .....	432	447	.....	.....
423	Mr. O'Hagan: To authorize certain cities (Fremont) to erect buildings for manufacturing companies .....	439	456	469	.....
424	Mr. Richards: Amending section 3429 of the Revised Statutes, making it a misdemeanor to violate the police regulations in and about a railroad depot .....	439	462	.....	.....
425	Mr. Pond: Amending section 5936 of the Revised Statutes, so that the executor or administrator may appear and resist the setting aside of a will .....	439	462	.....	.....



## BILLS OF THE SENATE—Continued.

Amended.	Tabled and postponed to time certain.	From table, and taken up.	Passed.	In House, action on.	Other proceedings.	Indefinitely postponed and lost.	Reconsidered.	Enrolled and signed.
			548	713				725, 726
493			547					725, 726
			436	558				690, 692
			547	[662, 680, 723		662		739, 741
			433	446				475, 476
544			448	544				640
			609					
			453	660	660			725, 727
			449	558				690, 691
532			555	679				724, 728
			469	607				663, 664

## BILLS OF THE SENATE - Continued.

Number.	Author and Title.	Introduced.	Second reading, referred.	Reported.	Engrossed.
426	Mr. Hartsborn: Amending section 3307 of the Revised Statutes, so that a railway company may increase its capital stock for the purpose of aiding in the construction of another road, or to provide means to purchase such other road .....	455	462	493	505
427	Mr. Sullivan: Amending section 3300 of the Revised Statutes, so that a railroad may lease or purchase another railroad in the course of construction .....	455	463	493	505
428	Mr. Hitchcock: Repealing section 4941 of the Revised Statutes, relative to the purchase of toll bridges .....	455	463	.....	.....
429	Mr. Cline: To relieve certain purchasers of section No. 16 in Wilkaville, Vinton county.	455	463	491	505
430	Mr. Saltzgaber: To authorize the appointment of a commissioner of immigration and defining his duties .....	459	463	.....	.....
431	Mr. Fleischmann: Amending section 2133 and 2134 of the Revised Statutes, making it the duty of the board of health, to appoint inspectors of butter and cheese .....	463	463	502	505
432	Mr. Saltzgaber: To authorize certain townships (Emerald, Paulding county) to build railroads, and to lease or operate the same .....	465	485	505	505
433	Mr. Saltzgaber: To authorize certain townships (Jackson, Paulding county) to build railroads, and to lease or operate the same .....	465	485	505	505
434	Mr. Saltzgaber: To authorize certain villages (Paulding) to build railroads, and to lease or operate the same .....	465	485	.....	505
435	Mr. Moore: To authorize certain townships to build railroads, and to lease or operate the same .....	469	485	.....	505
436	Mr. Moore: To authorize certain townships build railroads, and to lease or operate the same .....	469	485	.....	505
437	Mr. Kelly: For the relief of W. C. Eakins, late treasurer of Green township, Scioto county .....	489	490	.....	490
438	Mr. Moore: To authorize certain townships (German, Montgomery county), to build railroads, and to lease or operate the same ..	490	490	529	543
339	Mr. Pond: To attach sections 5 and 8 of Jefferson township, Noble county, to Dexter precinct for voting purposes .....	490	521	533	.....
440	Mr. Tyler: Amending section 7246 of the Revised Statutes, fixing compensation for council assigned by the court in cases of felony .....	491	521	.....	.....

## BILLS OF THE SENATE—Continued.

Amended.	Tabled and postponed to time certain.	From table, and taken up.	Passed.	In House, action on.	Other proceedings.	Indefinitely postponed and lost.	Reconsidered.	Enrolled and signed.
.....	.....	.....	548	723, 734	.....	723	.....	.....
.....	.....	.....	551	.....	.....	.....	.....	.....
.....	.....	.....	549	581	.....	.....	.....	638, 640
.....	.....	.....	.....	.....	.....	.....	.....	.....
550, 620	.....	.....	550	620	.....	.....	.....	690, 691
.....	.....	.....	544	581	.....	.....	.....	938, 640
.....	.....	.....	545	581	.....	.....	.....	638, 640
.....	.....	.....	545	581	.....	.....	.....	638, 640
.....	.....	.....	546	723	.....	.....	.....	733, 734
.....	.....	.....	546	723	.....	.....	.....	739, 741
510	.....	.....	480	510	.....	.....	.....	662, 665
.....	.....	.....	548	600	.....	.....	.....	663, 664
.....	.....	.....	533	.....	.....	.....	.....	.....
.....	.....	.....	.....	.....	.....	.....	.....	.....

## BILLS OF THE SENATE—Continued.

Number.	Author and Title.	Introduced.	Second reading, re- ferred.	Reported.	Engrossed.
441	Mr. Kirby of Hamilton: To amend section 900 of the Revised Statutes, so as to include township and municipal officers in the provisions of the statutes against giving bribes to public officers. ....	491	521	.....	.....
442	Mr. Tyler: Amending section 7196 of the Revised Statutes, empowering the court to fix the compensation of counsel appointed to assist the prosecuting attorney. ....	491	521	.....	653
443	Mr. Eggleston: Supplementary to the act providing for payment of interest on leaseholds held by certain cities. ....	491	521	569	628
444	Mr. Marriott: Amending section 5053 of the Revised Statutes, so that the judge of a court may make an order respecting publication of notice in certain cases. ....	491	521	561	570
445	Mr. Richards: To authorize Hanover, Columbiana county, to issue bonds for town hall purposes. ....	511	525	565	570
446	Mr. Moore: To authorize certain incorporated villages to construct machine shops. ....	525	531	592	628
447	Mr. Saltzgaber: To authorize certain townships (in Allen and Paulding counties) to build railroads, and to lease or operate the same. ....	525	544	.....	570
448	Mr. Hitchcock: To authorize the construction of a town hall in Burton, Ohio. ....	525	533	.....	543
449	Mr. O'Hagan: To authorize the building of a jail in Erie county. ....	556	556	563	570
450	Mr. Harper: Amending section 620 of the Revised Statutes, vesting justices of the peace with all the powers appertaining to the office of coroner in certain cases. ....	559	597	.....	.....
451	Mr. Saltzgaber: Supplementary to the act authorizing certain townships (Union, Van Wert county) to build railroads, and to lease or operate the same. ....	560	597	.....	628
452	Mr. Carlisle: To authorize the village of Athens to transfer certain funds. ....	603	632	643	.....
453	Mr. Pond: Amending section 979 of the Revised Statutes, so that infirmity trustees may sue for the property or other interests of an inmate. ....	603	652	.....	.....
454	Mr. Wilkins of Fulton: To authorize townships (Sugar Creek, Putnam county) to build railroads, and to lease or operate the same. ....	610	614	.....	648
455	Mr. Wilkins of Fulton: To authorize certain townships (Ottawa, Putnam county) to build railroads, and to lease or operate the same. ....	613	614	.....	648

## BILLS OF THE SENATE—Continued.

Amended.	Tabled and postponed to a time certain.	From table, and taken up.	Passed.	In House, action on.	Other proceedings.	Indefinitely post- poned and lost.	Reconsidered.	Enrolled and signed.
			947					
			611					
564			570	607				663, 665
			647					
			608	720				737, 740
533			555	581				638, 640
			574	607				690, 691
			647	723				739, 741
			670	679				724, 727
			648	679				733, 734
			648	679				733, 734

## BILLS OF THE SENATE—Continued.

Number.	Author and Title.	Introduced.	Second reading re- ferred.	Reported.	Engrossed.
456	Mr. Wilkins of Fulton: To authorize certain townships (Blanchard, Putnam county) to build railroads, and to lease or operate the same	613	614	.....	648
457	Mr. Wilkins of Fulton: To authorize certain townships (Jackson, Putnam county) to build railroads, and to lease or operate the same	613	614	.....	648
458	Mr. Wilkins of Fulton: To authorize certain townships (Monterey, Putnam county) to build railroads, and to lease or operate the same	613	614	.....	648
459	Mr. Wilkins of Fulton: To authorize certain townships (Jennings, Putnam county) to build railroads, and to lease or operate the same	614	615	.....	648
460	Mr. Saltzgaber: To authorize certain townships (Ridge, Hoagling, and Jackson, Van Wert county) to build railroads, and to lease or operate the same	615	615	.....	648
461	Mr. Saltzgaber: To authorize certain townships (Delaware and Washington, Defiance county) to build railroads, and to lease or operate the same	615	615	.....	648
462	Mr. Perkins: To authorize the city of Warren, Trumbull county, to borrow money for protection against fire	630	630	.....	631
463	Mr. Kirby of Hamilton: To amend an act to extend the time for the completion of unfinished railroads, passed April 27, 1872	631	631	.....	.....
464	Mr. O'Hagan: To authorize certain incorporated villages to construct machine shops	657	689	.....	.....
465	Mr. Jackson: To authorize the incorporated village of Rushville, Muskingum county, to purchase a site and build a town hall and offices for municipal purposes	657	669	676	.....
466	Mr. Pond: To aid the village of Malta to annex itself to the village of McConnellsville	686	686	.....	.....
467	Mr. Fringle: To authorize certain cities (Springfield) to grant rights of way to railroad companies	703	703	.....	.....

## BILLS OF THE SENATE—Continued.

Amended.	Tabled and postponed to time certain.	From table, and taken up.	Passed.	In House, action on.	Other proceedings.	Indefinitely postponed and lost.	Reconsidered.	Enrolled and signed.
.....	.....	.....	649	679	.....	.....	.....	724, 726
.....	.....	.....	649	679	.....	.....	.....	733, 734
.....	.....	.....	650	679	.....	.....	.....	733, 734
.....	.....	.....	650	679	.....	.....	.....	733, 734
.....	.....	.....	650	679	.....	.....	.....	739, 741
.....	.....	.....	651	679	.....	.....	.....	733, 734
.....	.....	.....	631	662	.....	.....	.....	725, 727
.....	.....	.....	.....	.....	.....	.....	.....	.....
.....	.....	.....	712	.....	669	.....	.....	.....
.....	.....	.....	656	.....	686	.....	.....	.....
.....	.....	.....	657	723	.....	.....	.....	739, 741
.....	.....	.....	703	723	.....	.....	.....	724, 726

## BILLS OF THE HOUSE OF REPRESENTATIVES.

Number.	Author and Title.	First reading.	Second reading, referred.	Reported.	Engrossed.
1	Mr. Scott of Warren: To apportion the State of Ohio into congressional districts .....	.....	.....	.....	.....
86	Mr. Ray: To amend section 2733 of the Revised Statutes, relative to leasehold lands assessed for taxation .....	.....	63	161	.....
89	Mr. Brown of Butler: To amend section 4066 of the Revised Statutes, relative to granting certificates by board of school examiners .....	29	29	43	.....
104	Mr. Leggett: To amend section 7090 of the Revised Statutes, relative to the manufacture and sale of impure butter .....	209	217	493	505
146	Mr. Pugsley: To amend section 5176 of the Revised Statutes, relative to causes of challenge to jurors .....	28	29	57	.....
148	Mr. Herrick: To repeal an act entitled an act to consolidate the territory comprising the township of New London, Huron county, Ohio, into a special school district, passed and took effect March 31, 1879 .....	.....	.....	.....	.....
166	Mr. Covert: To amend section 4001 of the Revised Statutes, relative to the powers and duties of library committee of Cleveland .....	460	462	530	.....
170	Mr. Hill of Hamilton: To amend sections 994, 995, 997, 1002, and 1012 of the Revised Statutes, relative to board of control in Hamilton county .....	50	51	79	.....
171	Mr. Ebricht: To amend section 3763 of the Revised Statutes, relative to obtaining dead bodies for anatomical studies .....	.....	6	41	52
190	Mr. Townsend: To indemnify the Ohio University for the curtailment of the revenues from its lands in consequence of certain legislation .....	.....	.....	.....	.....
193	Mr. Jones: To amend sections 1732 and 1736 of the Revised Statutes, relative to charges of malfeasance against any officer of municipal corporations, and forever disqualifying him from again holding any office in such corporation .....	.....	.....	131	.....
210	Mr. Dial: Supplementary to sections 3897 and 3899 of the Revised Statutes, relative to the election of board of education in certain city districts of the first class .....	74	77	264	.....



## BILLS OF THE HOUSE OF REPRESENTATIVES.

Amended.	Tabled and postponed to time certain.	From table, and taken up.	Passed.	In House, action on.	Other proceedings.	Indefinitely postponed and lost.	Reconsidered.	Enrolled and signed.
-----	-----	-----	-----	-----	104	104	-----	-----
-----	-----	-----	164	170	63	-----	-----	175
-----	45	203	203	-----	-----	-----	-----	224, 230
494	-----	-----	512	537	-----	-----	-----	579
-----	-----	-----	64	75	-----	-----	-----	75
-----	-----	12	-----	-----	-----	12	-----	-----
-----	-----	-----	551	604	-----	-----	-----	606, 639
-----	-----	-----	85	-----	-----	-----	-----	99, 105
[ 152 41, 151	52	151	153	170	-----	-----	-----	190, 181
-----	-----	344	344	-----	-----	-----	-----	362, 363
-----	-----	-----	-----	-----	142	-----	-----	-----
264	-----	-----	-----	-----	-----	265	-----	-----

## BILLS OF THE HOUSE OF REPRESENTATIVES—Continued.

Number.	Author and Title.	First reading.	Second reading, referred.	Reported.	Engrossed.
215	Mr. Herrick: To amend section 6845 of the Revised Statutes, relative to embezzlement by carriers, forwarding, or commission merchants .....	30	41	57	.....
220	Mr. Scott of Warren: To prevent deficiencies in the State offices .....	.....	.....	112	114
234	Mr. Howard: To amend section 2303 of the Revised Statutes, relating to proceedings in making improvements by corporations...	83	84	272	.....
258	Mr. Porter: To amend section 5334 of the Revised Statutes, providing that notices of judicial sales may be printed in German newspapers established since April 17, 1879.	61	63	96	.....
267	Mr. Rimer: To amend sections 4457, 4475, and 4476, and to repeal section 4557 of the Revised Statutes, relating to proceedings in locating county ditches .....	355	357	497	.....
275	Mr. Dayton: To amend section 2701, 2704, and 2704 of the Revised Statutes, relating to the issue of bonds by municipal corporations .....	51	55	131	.....
276	Mr. Dayton: To amend section 2711 of the Revised Statutes, prescribing the manner in which coupon bonds may be exchanged for registered, by cities of the first grade of the first class .....	51	55	131	.....
277	Mr. Dayton: To amend section 2962 of the Revised Statutes, relating to the collection of taxes in cities of the first grade of the first class .....	51	55	.....	.....
292	Mr. Robinson: To provide for refunding the State debt of Ohio .....	.....	.....	95	114
312	Mr. Chapman: To amend section 6842 of the Revised Statutes, making guardians liable for converting anything of value to their own use .....	333	343	370	.....
314	Mr. Robinson: To amend section 5189 of the Revised Statutes, requiring parties who demand a struck jury, where the charge is felony, to give security for costs .....	30	41	172	.....
318	Mr. Groom: To authorize the Buckeye State Beneficial Association to remove their office from Hilliard, in the county of Franklin, Ohio, to the city of Columbus, in said county .....	.....	.....	.....	.....
320	Mr. Stubbs: To amend section 6944, 7032, and 7033 of the Revised Statutes, prohibiting the exhibition of any show, theatrical performance, or engaging in any game on Sunday .....	74	77	270	.....
329	Mr. Dial: For the relief of Mrs. S. Dudley .....	.....	619	705	.....

## BILLS OF THE HOUSE OF REPRESENTATIVES—Continued.

Amended.	Tabled and postponed to time certain.	From table, and taken up.	Passed.	In House, action on.	Other proceedings.	Indefinitely postponed and lost.	Reconsidered.	Enrolled and signed.
.....	.....	.....	64	75	.....	.....	.....	75
.....	114	.....	.....	.....	.....	.....	.....	.....
.....	.....	.....	253	324	.....	.....	.....	320, 321
.....	121	447, 448	226	.....	.....	114, 486	121	.....
498	500	522	[578 523,	606, 661	627	.....	.....	738, 740
.....	142	.....	.....	.....	.....	.....	.....	.....
.....	.....	.....	141	162	.....	.....	.....	175
.....	.....	.....	.....	.....	.....	.....	.....	.....
95, 165	96, 124	109	124	165	.....	.....	.....	190, 191
617	391	574	618	.....	.....	.....	.....	689, 682
.....	.....	.....	.....	.....	.....	172	.....	.....
.....	.....	76	.....	.....	76	.....	.....	.....
399	319	328 576	331	[513 358, 372	159, 109	.....	.....	528
.....	.....	.....	.....	.....	.....	705	.....	.....

## BILLS OF THE HOUSE OF REPRESENTATIVES—Continued.

Number.	Author and Title.	First reading.	Second reading, referred.	Reported.	Engrossed.
343	M. Townsend: To amend section 7669 of the Revised Statutes, repealing the third clause, fixing the price paid the State for flooding ice ponds .....	355	357	642	.....
352	Mr. Sharp: To authorize the board of public works to build a culvert .....	580	597, 694	642, 734	.....
372	Mr. Lacey: To amend sections 7427 and 7432 of the Revised Statutes, relating to treatment of prisoners in the Ohio penitentiary, and restoration to citizenship .....	147	148	340	386
379	Mr. Wheeler: Repealing an act to divide Findlay township, Hancock county, into two election precincts (Ohio Laws, volume 72, page 259) .....	200	205	276	.....
380	Mr. Davis: To amend sections 7060 and 7061 of the Revised Statutes, relating to the unlawful destroying of or tampering with any ballot box, poll books, or tally sheets .....	53	55	146	.....
385	Mr. Hill of Hamilton: To establish an agricultural experiment station .....	110	114	.....	.....
389	Mr. Davis: To amend sections 2957 and 2958 of the Revised Statutes, relating to counting the votes after the close of the polls, and prescribing that in case of contest the ballot box and contents be delivered to the court in which such contest is pending .....	53	55	145	.....
400	Mr. Walker: To amend section 7210 of the Revised Statutes, relating to proceedings in court to determine the sanity of prisoners, and limiting such inquiry to one trial .....	67	69	.....	.....
402	Mr. Stubbs: Supplementary to section 1466 of the Revised Statutes, relating to the control of township cemeteries .....	53	56	458	472
442	Mr. Robinson: To amend section 7421 of the Revised Statutes, relating to the collection of over due accounts from contractors for convict labor .....	53	63	274	.....
470	Mr. Greene: Supplementary to section 4403 of the Revised Statutes, relating to the fraudulent issue of diplomas to practice medicine .....	81	84	121	.....
474	Mr. Harmon: To punish certain offenses therein named .....	558	570	645	.....
494	Mr. Stubbs: To amend sections 1178, 1179 and 1180, and supplementary to 1183, of the Revised Statutes, relating to the duties of county surveyors in the keeping and transcribing of records, and compensation therefor .....	631	652	676	.....
503	Mr. Greene: To amend section 6334 of the Revised Statutes, relating to resignation and removal of Trustees by Probate Courts .....	187	190	211	.....

## BILLS OF THE HOUSE OF REPRESENTATIVES—Continued.

Amended.	Tabled and postponed to time certain.	From table, and taken up.	Passed.	In House, action on.	Other proceedings	Indefinitely postponed and lost.	Reconsidered	Enrolled and signed.
.....	.....	.....	683	.....	.....	.....	.....	724, 726
.....	734, 73	.....	.....	.....	658	683	[737 694	.....
340, 389	341	375	359	413	.....	.....	.....	425, 445
.....	.....	.....	284	.....	.....	.....	.....	319, 320
.....	.....	.....	149	163	.....	.....	.....	175
.....	.....	.....	.....	.....	.....	.....	.....	.....
.....	.....	.....	150	163	.....	.....	.....	175
.....	.....	.....	.....	.....	.....	.....	.....	.....
.....	.....	.....	472	513	528	.....	.....	.....
.....	.....	.....	284	324	.....	.....	.....	320
121	.....	.....	123	.....	.....	.....	.....	162, 163
.....	.....	.....	673	.....	.....	.....	.....	744, 746
.....	.....	.....	.....	.....	.....	.....	.....	.....
.....	.....	.....	710	.....	.....	.....	.....	738, 740
.....	.....	.....	223	.....	.....	.....	.....	256

## BILLS OF THE HOUSE OF REPRESENTATIVES—Continued.

Number.	Author and Title.	First reading.	Second reading, referred.	Reported.	Engrossed.
507	Mr. Snyder: To amend section 6819 of the Revised Statutes, relative to malicious assault .....	101	194	211	.....
511	Mr. Sawyer: To authorize the commissioners of Anglaize county to have certain judicial records transcribed .....	61	63	72	.....
515	Mr. Scott of Jefferson: Authorizing commissioners of Jefferson county to assist the P. C. & St. L. Railway company to build a culvert .....	463	466	643	.....
517	Mr. Kirchner: Amendatory of and supplementary to chapter 12 of the Revised Statutes, relative to assessing costs for improvements by the Board of Public Works of Cincinnati .....	92	92, 623	442, 700	.....
518	Mr. Dial: To regulate the construction of Water Works in the city of Springfield ....	52	56	.....	.....
519	Mr. Wilson: Authorizing trustees of Poland township, Mahoning county, to purchase cemetery grounds .....	100	106	111	.....
520	Mr. Hill of Hamilton: To authorize the commissioners of Hamilton county to improve the grounds of the Agricultural Society .....	83	84	96	167
522	Mr. Brown of Butler: To authorize the city of Hamilton to build machine shops .....	187	190	212	.....
523	Mr. Koons: Authorizing the treasurer of Knox county to refund certain taxes .....	74	77	89	.....
524	Mr. Koons: To repeal an act entitled "an act to authorize the several townships of Knox county to levy a tax to improve the public roads .....	83	84	530	.....
525	Mr. Pugsley: To amend section 1267 of the Revised Statutes, so as to make the term of office of prosecuting attorney three years .....	632	652	665	.....
526	Mr. Groechner: To authorize the board of education of Napoleon, Henry county, to issue bonds for the redemption of other bonds .....	88	92	107	.....
529	Mr. Covert: To amend sections 648 and 654 of the Revised Statutes, relative to giving bond by stewards of the benevolent institutions and fixing the amount of advances made by treasurer of state .....	249	254	.....	.....
530	Mr. Volght: To amend section 2803 of the Revised Statutes, prescribing the duties of county auditors relative to tax duplicate omissions .....	168	170	229	231
531	Mr. Groom: To amend section 5241 of the Revised Statutes, relative to completing of testimony in certain cases .....	101	106	121	.....

## BILLS OF THE HOUSE OF REPRESENTATIVES—Continued.

Amended.	Tabled and postponed to time certain.	From table, and taken up.	Passed.	In House, action on.	Other proceedings.	Definitely post- poned and lost.	Reconsidered.	Enrolled and signed.
.....	.....	.....	218	.....	.....	.....	.....	256
.....	.....	.....	78	.....	.....	.....	.....	94, 97
.....	.....	.....	669	.....	.....	.....	.....	744, 746
619, 700	102, 472	574	700	724	703	619	623	738, 740
.....	.....	.....	56	.....	.....	.....	.....	62
.....	.....	.....	115	.....	.....	.....	.....	125, 145
116	.....	.....	116	.....	.....	.....	.....	134, 135
.....	.....	.....	221	.....	.....	.....	.....	266, 292
.....	.....	.....	89	.....	.....	.....	.....	97, 100
.....	.....	.....	552	.....	.....	.....	.....	638, 639
.....	.....	.....	706	.....	.....	.....	.....	739, 741
.....	.....	.....	117	.....	.....	.....	.....	125, 144
.....	.....	.....	736	.....	.....	.....	.....	748
.....	.....	.....	232	244	.....	.....	.....	266, 292
.....	.....	.....	.....	.....	.....	121	.....	.....

## BILLS OF THE HOUSE OF REPRESENTATIVES—Continued.

Number.	Author and Title.	First reading.	Second reading referred.	Reported.	Engrossed.
533	Mr. Chapman: To amend an act entitled "an act to amend section 2926 of the Revised Statutes, passed April 17, 1880, relative to division of wards in cities of the first and second grades of the first class into voting precincts" .....	333	343	398	.....
534	Mr. Chapman: To amend section 5880 of the Revised Statutes, relative to liens upon water craft for materials or supplies furnished .....	446	447, 457	560	.....
535	Mr. Hill of Hamilton: To amend section 1531 of the Revised Statutes, limiting the compensation of township clerks in Hamilton county to four hundred dollars .....	446	448	502	.....
536	Mr. Tyler of Licking: To amend section 2451 of the Revised Statutes, so as to provide a board of examiners of insecure buildings for cities of the second class .....	268	278	325	.....
538	Mr. Steward: To amend section 1235 of the Revised Statutes, relative to compensation of sheriff for boarding prisoners .....	354	357	.....	.....
544	Mr. Davis: To amend section 4162 of the Revised Statutes, relative to descent and distribution among heirs .....	256	262	420	.....
545	Mr. Stubbs: To amend section 4800 of the Revised Statutes, authorizing county commissioners to pay for gravel in the construction and repair of roads .....	527	531	644	.....
546	Mr. Scott of Warren: To provide for deficiencies in the State common school fund by draft on county treasurers .....	47	49	57	.....
547	Mr. Scott of Warren: Making appropriations for the support of common schools .....	74	77	94	.....
548	Mr. Scott of Warren: Making appropriations to meet deficiencies for the Legislature and Decennial Board of Equalization for the year ending February 15, 1881 .....	47	49	57	63
550	Mr. Cole: To provide for the issue of bonds by the commissioners of Scioto county .....	74	77	96	.....
553	Mr. Conrad: To amend section 6336 of the Revised Statutes, making it a felony to enter any office, treasury, or bank with malicious intent .....	105	114	128	.....
556	Mr. Dempsy: To amend section 3481 of the Revised Statutes, relative to rates of charges on toll roads .....	101	106	186	.....
557	Mr. Chapman: To amend section 3150 of the Revised Statutes, relative to partnership, names, and signs .....	355	357	439	.....
558	Mr. Bloom: To amend section 3836 of the Revised Statutes, relative to judgments paid by a surety .....	61	63	70	.....



## BILLS OF THE HOUSE OF REPRESENTATIVES—Continued.

Amended.	Tabled and postponed to time certain.	From table, and taken up.	Passed.	In House, action on.	Other proceedings.	Definitely post- poned and lost.	Reconsidered.	Enrolled and signed.
.....	.....	.....	404	.....	.....	.....	.....	435, 446
.....	.....	.....	577	633	.....	.....	.....	725, 727
.....	.....	.....	523	.....	.....	.....	.....	638, 636
.....	.....	.....	346	.....	.....	.....	.....	371
.....	.....	.....	.....	.....	.....	.....	.....	.....
.....	.....	.....	437	.....	.....	.....	.....	459, 476
.....	.....	.....	681	.....	.....	.....	.....	725, 726
.....	.....	.....	64	75	.....	.....	.....	75
.....	.....	109	100	.....	.....	.....	.....	125, 145
57	.....	.....	64	.....	.....	.....	.....	75, 76
.....	.....	.....	117	.....	.....	.....	.....	123, 125
.....	.....	.....	150	162	.....	.....	.....	175
186	.....	.....	198	225	.....	.....	.....	230, 224
.....	.....	.....	454	.....	.....	.....	.....	517, 519
.....	.....	.....	78	.....	.....	.....	.....	94, 97

## BILLS OF THE HOUSE OF REPRESENTATIVES—Continued.

Number.	Author and Title.	First reading.	Second reading referred.	Reported.	Engrossed.
559	Mr. Bloom: To amend section 2946 of the Revised Statutes, relative to the qualifications of electors .....	61	63	-----	-----
560	Mr. Ray: To amend section 3995 of the Revised Statutes, limiting the amount expended by boards of education in the purchase of books and apparatus .....	147	148	159	-----
566	Mr. Moore of Washington: To the better improvement of public highways in Washington county .....	165	170	194	197
568	Mr. Cole: To authorize the commissioners of Scioto county to complete certain free turnpikes .....	100	106	139	-----
569	Mr. Groschner: To authorize the county commissioners of Henry county, Ohio, to issue bonds to complete and furnish the court house, jail, and sheriff's residence ....	51	56	61	-----
570	Mr. Greiner: To amend section 301 of the Revised Statutes, relative to ventilation of coal mines .....	88	93	289	-----
572	Mr. Moore of Washington: To amend sections 6445 and 6446 of the Revised Statutes, relative to the condemnation of right of way abandoned by other companies .....	[74, 137	140	491	-----
573	Mr. Reed of Trumbull: To amend section 4721 of the Revised Statutes, providing that no personal property shall be exempt from execution for the payment of poll tax .....	88	92	132	-----
579	Mr. Clement: To amend sections 2519, 2522, and 2527 of the Revised Statutes, relative to the duties of cemetery trustees .....	266	278	441	449
581	Mr. Jones: To amend section 7035 of the Revised Statutes, relative to the manner of transporting dead bodies for medical or surgical study .....	237	239	470	485
587	Mr. Patton: To amend section 4841 of the Revised Statutes, relative to the duties of engineers in constructing two mile assessment pikes .....	526	532	564	-----
588	Mr. Patton: To amend section 4849 of the Revised Statutes, relative to the care of improved roads in Paulding county .....	247	253	289	301
590	Mr. Koons: For the relief of David Cline, of Clay township, Knox county .....	140	148	155	-----
594	Mr. Howard: Amending certain sections of sub-division 3, chapter 5, division 5, title 12 of the Revised Statutes, relative to the election and duties of police boards in cities of the third grade, first class (Toledo) .....	225	231	456	-----
598	Mr. Sullivan: To amend section 753 of the Revised Statutes, relative to commitments to reform school for boys .....	558	570	603	-----

## BILLS OF THE HOUSE OF REPRESENTATIVES—Continued.

Amended.	Tabled and postponed to a time certain.	From table, and taken up.	Passed.	In House, action on.	Other proceedings.	Indefinitely post- poned and lost.	Reconsidered.	Enrolled and signed.
.....	.....	.....	.....	.....	.....	.....	.....	.....
159	167, 444	.....	449	464	.....	.....	.....	517, 520
194	.....	.....	197	.....	.....	.....	.....	224, 230
.....	.....	.....	142	162	.....	.....	.....	162, 163
.....	.....	.....	61	.....	.....	.....	.....	66, 74
.....	.....	.....	317	336	.....	.....	.....	360, 381
.....	491	505	.....	74	.....	505	.....	.....
.....	143	.....	.....	.....	.....	.....	.....	.....
441, 450	.....	.....	450	.....	.....	.....	.....	518, 519
470	.....	.....	469	514	.....	.....	.....	579, 579
.....	.....	.....	575	.....	.....	.....	.....	725, 72
289	.....	.....	302	324	.....	.....	.....	353, 354
.....	.....	.....	155	.....	.....	.....	.....	179, 185
473	456	473	474	513	.....	.....	.....	516, 520
603	.....	.....	625	634	.....	.....	.....	690, 692

## BILLS OF THE HOUSE OF REPRESENTATIVES—Continued.

Number.	Author and Title.	First reading.	Second reading, re-ferred.	Reported.	Engrossed.
599	Mr. Robinson: To amend sections 2759 of the Revised Statutes, relative to reports by unincorporated banks to auditor of county.	631	652	667	672
601	Mr. Davis: Relative to the selection of jurors in cities of the first or second grade of the first class (Cincinnati and Cleveland).....	249	253	370	.....
603	Mr. Vallandigham: To amend section 2805 of the Revised Statutes, providing that the county auditor and six freeholders shall constitute the annual board of equalization in cities of the first and second class	191	194	229	.....
609	Mr. Sullivan: To amend section 930 of the Revised Statutes, providing that superintendents of childrens homes be appointed by the trustees thereof.....	187	190, 216	235	.....
612	Mr. Davis: To amend section 7313 of the Revised Statutes, providing that a jury may be discharged on the ground of the corruption of a juror.....	248	253	369	.....
614	Mr. Groom: To authorize the commissioners of Franklin county to build a bridge across Big Darby creek, in Pleasant township of said county, and to levy a tax for that purpose.....	147	148, 414	378	414
615	Mr. Frame: To authorize certain bondsmen of John D. Patterson to bring suit against certain other bondsmen.....	249	252	431	.....
617	Mr. Scott of Warren: Supplemental to an act entitled "an act to amend an act entitled 'an act to amend the act entitled an act to create and establish a common school fund in part of the county of Warren, composed of the Virginia Military District,'" passed February 20, 1834, passed April 30, 1868 (O. L., vol. 65, p. 259).....	169	[450 151, 313,	[451 272, 440,	.....
619	Mr. Walker: To amend section 681d of the Revised Statutes, making pocket picking a penitentiary offense.....	446	448	.....	.....
620	Mr. Letcher: To authorize the transfer of any funds, not to exceed fifteen hundred dollars, that may remain in the treasury of the county of Williams, arising from tax on dogs.....	102	106	157	.....
621	Mr. Greene: To amend section 700 Revised Statutes, relative to the admission of insane patients to the asylum.....	266	278	295	.....
624	M. Scott of Warren: Amending sections 56, 338, and 339 of the Revised Statutes, relative to printing House and Senate Journals.....	225	231, 269	290, 694	.....
632	Mr. Cochran: To authorize the commissioners of Brown county to redeem certain unpaid bonds.....	87	93	228	231

## BILLS OF THE HOUSE OF REPRESENTATIVES—Continued.

Amended.	Tabled and postponed to time certain.	From table, and taken up.	Passed.	In House, action on.	Other proceedings.	Indefinitely postponed and lost.	Reconsidered.	Enrolled and signed.
667, 684	688	.....	684	.....	.....	.....	687	.....
391	.....	.....	391	.....	.....	.....	.....	424, 426
249, 618	250	574	618	634	239	250	250	689, 692
235, 284	190	215	285	323, 335	[336, 216, 277	.....	.....	380, 381
.....	.....	.....	390	.....	.....	.....	.....	425, 446
378	.....	.....	.....	.....	.....	.....	.....	.....
.....	.....	.....	437	.....	.....	.....	.....	459, 476
451	.....	.....	452	513	300, 313	450	450	517, 518
.....	.....	.....	.....	.....	.....	.....	.....	.....
.....	.....	.....	157	.....	.....	.....	.....	180, 185
.....	.....	.....	302	.....	.....	.....	.....	353
.....	303, 696	.....	315	369	314	.....	347	.....
228	.....	.....	233	242	.....	.....	.....	266, 292

## BILLS OF THE HOUSE OF REPRESENTATIVES—Continued.

Number.	Author and Title.	First reading.	Second reading, referred.	Reported.	Engrossed.
634	Mr. Heart: To authorize the commissioners of Hamilton county to build a road from the corporate limits of Cincinnati to intersect the Colerain Pike at Mt. Airy .....	678	697	.....	698
635	Mr. Harmon: To amend section 3324 of the Revised Statutes, relative to constructing fences by railroad companies .....	514	522, 683	667, 711	.....
636	Mr. Atkinson: To amend section 6195 of the Revised Statutes, relative to account and distribution by guardian .....	255	262	337	.....
638	Mr. Scott of Warren: Amending sections 132, 133, and 134 of the Revised Statutes, relative to purchase of paper by the commissioners of public printing .....	225	231	290	.....
639	Mr. Scott of Warren: Relating to agricultural fair grounds .....	82	84	.....	.....
641	Mr. Herriek: To amend section 4733 of the Revised Statutes, authorizing road supervisors to construct sidewalks .....	225	231	290	301
642	Mr. Davis: To amend section 5026 of the Revised Statutes, providing that actions against corporations may be brought in any county wherein the cause of action arose .....	256	262	367	.....
643	Mr. Scott of Warren: Making appropriations to pay the principal and interest on the public debt, and the expenses of the Commissioners of the Sinking Fund .....	104	106	129	140
644	Mr. Scott of Warren: Reimbursing the sinking fund for moneys temporarily transferred to the general revenue and asylum funds .....	104	106	110	.....
645	Mr. Price: Authorizing certain counties to build railroads, etc. ....	248	254	326	.....
646	Mr. Carlisle: Supplementary to the act of March 30, 1880, for the issue of bonds by the village of Mt. Gilead for railroad purposes .....	140	148	213	.....
648	Mr. Kerr: To distribute the surplus dog tax in Columbiana county .....	140	148	157	.....
649	Mr. Stubbs: To transfer the surplus dog tax in Preble county .....	218	254	398	.....
652	Mr. Howard: To authorize the commissioners of Lucas county to issue bonds .....	244	246	337	.....
653	Mr. Porter: Supplementary to the act of April 13, 1880, authorizing New Philadelphia to build machine shops .....	174	181, 190	343	.....
655	Mr. Decker: To transfer the surplus dog tax in Seneca county .....	248	254	305	.....
658	Mr. Sawyer: Supplementary to chapter 4, title 1, part 4 of the Revised Statutes, making it a felony to cut down timber, or unlawfully take away any saw logs, hoop-poles, etc., from the lands of another .....	357	360	421	.....

## BILLS OF THE HOUSE OF REPRESENTATIVES—Continued.

Amended.	Tabled and postponed to time certain.	From table, and taken up.	Passed.	In House, action on.	Other proceedings.	Indefinitely postponed and lost.	Reconsidered.	Enrolled and signed.
698	.....	.....	698	724	.....	.....	.....	745, 746
.....	.....	.....	711	.....	.....	683	683	745
.....	.....	.....	349	.....	.....	.....	.....	370, 371
.....	.....	.....	303	.....	.....	.....	.....	353
.....	.....	.....	85	.....	84	.....	.....	97, 100
366	.....	.....	367	394	302	.....	.....	410, 411
.....	.....	.....	.....	.....	.....	.....	.....	.....
129	141	596	596	634	.....	.....	.....	689, 692
.....	.....	.....	117	.....	.....	.....	.....	125, 144
423, 435	[423 346, 401,	375	435	461	.....	346	346	460
.....	.....	.....	218	.....	.....	.....	.....	291, 292
.....	.....	.....	157	.....	.....	.....	.....	175
.....	[463 409, 434,	471	471	.....	.....	468	468	528
.....	.....	.....	350	.....	.....	.....	.....	370, 371
.....	.....	.....	342	.....	.....	190	.....	363
.....	.....	.....	305	.....	.....	.....	.....	333, 334
436	.....	.....	436	461	512, 543, 557	.....	.....	.....

## BILLS OF THE HOUSE OF REPRESENTATIVES—Continued.

Number.	Author and Title.	First reading.	Second reading referred.	Reported.	Engrossed.
659	Mr. Greene: To amend section 1310 of the Revised Statutes, so as to allow county commissioners to pay expenses of an officer in arresting persons charged with felony who have fled the county, in addition to that allowed by section 1309.....	446	418	.....	.....
660	Mr. Ward: To amend section 5170 of the Revised Statutes, relative to jurors excused from service.....	355	357	440	.....
662	Mr. Robinson: Authorizing the village of Marysville to issue bonds to purchase a fire engine.....	147	148	271	.....
664	Mr. Hill of Hamilton (by request): To amend section 3479 of the Revised Statutes, providing that fines for violation of toll road laws be paid into the school fund.....	286	278, 306	306, 339	.....
665	Mr. Hill of Hamilton (by request): To amend section 3240 of the Revised Statutes, providing that corporations for purposes other than profit may elect three trustees instead of five.....	200	205, 436	431, 646	433
667	Mr. Reed of Ross: To pay certain claims of Company A, Sixth Regiment O. N. G.....	293	294	442	.....
669	Mr. Hill of Hamilton: To prevent fraud in the manufacture and sale of commercial fertilizers.....	237	239	273	283
670	Mr. Reed of Ross: To amend section 66 of the Revised Statutes, providing for printing but 2,000 copies of executive documents.....	248	254	290	.....
671	Mr. Spetnagel: Authorizing the commissioners of Ross county to construct or finish a certain free turnpike.....	140	148, 205	184, 603	.....
673	Mr. Howard: Providing for codification of city ordinances in Toledo.....	248	253	458	.....
674	Mr. Allen: To amend section 2658 of the Revised Statutes, relative to the performance of two days labor upon the highways by residents of corporations.....	321	321	590	.....
675	Mr. Greene: To provide a site and erection thereon of an Asylum for Epileptic Insane.....	266	278	280	.....
676	Mr. Porter: To authorize the village of Orrville, Wayne county, to build a town-hall.....	631	652	665	672
678	Mr. Chapman: To amend section 2590 of the Revised Statutes, making the office of superintendent of markets in Cleveland elective.....	254	262	.....	.....
680	Mr. Kurtz: To authorize the commissioners of Athens county to levy a tax to build a sewer.....	248	253	289	289
681	Mr. Scott of Warren: Making appropriations for the last three quarters of the fiscal year ending November 15, 1881, and the first quarter of the fiscal year ending February 15, 1882.....	209	217	260	277



## BILLS OF THE HOUSE OF REPRESENTATIVES—Continued.

Amended.	Tabled and postponed to time certain.	From table, and taken up.	Passed.	In House, action on.	Other proceedings.	Indefinitely postponed and lost.	Reconsidered.	Enrolled and signed.
.....	.....	.....	.....	.....	.....	.....	.....	.....
.....	.....	.....	459	.....	.....	.....	.....	518, 519
.....	.....	.....	283	.....	.....	.....	.....	319, 321
.....	.....	.....	348	.....	.....	.....	.....	370, 371
[689 431, 646,	.....	.....	683	702, 721	708	.....	.....	740, 747
.....	.....	.....	486	.....	.....	.....	.....	527, 529
.....	.....	.....	283	324	.....	.....	.....	320, 323
.....	.....	.....	302	.....	.....	.....	.....	353
626	.....	.....	626	661	.....	.....	.....	689, 692
.....	.....	.....	472	.....	.....	.....	.....	528
711	[712 628, 711,	.....	.....	.....	689	.....	.....	.....
.....	.....	.....	.....	.....	.....	.....	.....	.....
.....	.....	.....	673	679	.....	.....	.....	745
262	.....	.....	262	.....	.....	.....	.....	267
.....	.....	.....	302	.....	.....	.....	.....	353
[278 268, 269,	261, 270	268, 278	279	314, 352	[348, 349 267, 269, 318,	.....	.....	350, 381

## BILLS OF THE HOUSE OF REPRESENTATIVES—Continued.

Number.	Author and Title.	First reading.	Second reading, referred.	Reported.	Engrossed.
683	Mr. Wolf: To amend section 6992 of the Revised Statutes, relative to persons practicing medicine .....	463	468	465	.....
684	Mr. Greiner: Supplemental to section 6965 of the Revised Statutes, allowing fifty cents each for killing hawks, to be paid out of the county treasury .....	355	357	399	401
688	Mr. Greene: To amend sections 650 and 654 of the Revised Statutes, providing for a more systematic mode of keeping the account of the benevolent institutions .....	191	194, 634	295, 373	386
689	Mr. Tyler of Licking: Authorizing Granville township, Licking county, to levy a tax to repair the town hall .....	248	254	326	.....
690	Mr. Howard: Fixing the compensation of the auditor and treasurer in Lucas county .....	526	532	595	.....
692	Mr. Ebricht: To amend section 2434 of the Revised Statutes, granting municipal corporations power to protect water works, owned by companies, from injury or pollution .....	200	204	232	.....
694	Mr. Greene: To authorize the city of Xenia to sell the city hospital property .....	200	205	270	.....
695	Mr. Scott of Warren: To amend section 321 of the Revised Statutes, relative to letting contracts for State printing .....	333	343	524	.....
696	Mr. Davis: To amend section 4836 of the Revised Statutes, as amended April 16, 1880, providing that in the construction of turnpikes in Hamilton county, a majority of those in interest shall sign petition therefor .....	293	294	370	.....
697	Mr. Crites: To amend section 1706 of the Revised Statutes, so as to permit residents of territory outside of a corporation, attached for road purposes, to vote for street commissioner .....	179	190, 218	212, 223	.....
698	Mr. Jones: To amend section 3470 of the Revised Statutes, relative to the consolidation of telegraph companies .....	126	127	128	.....
700	Mr. Brown of Putnam: To authorize the re-recording of the original petition, plat, and articles of incorporation of Columbus Grove, Putnam county .....	191	194	201	.....
701	Mr. Brown of Putnam: To authorize certain townships to build railroads, and to lease or operate the same .....	580	598	.....	.....
702	Mr. Scott of Warren: Making partial appropriations for the benevolent, penal, and reformatory institutions of the State .....	333	343	348	.....
704	Mr. Bloom: Supplementary to the act entitled "an act to authorize the register of Virginia military school lands, at Mansfield, to close the business of his office," passed June 10, 1879 .....	174	181	307	.....

## BILLS OF THE HOUSE OF REPRESENTATIVES—Continued.

Amended.	Tabled and postponed to time certain.	From table, and taken up.	Passed.	In House, action on.	Other proceedings.	Indefinitely postponed and lost.	Reconsidered.	Enrolled and signed.
.....	.....	.....	575	.....	.....	.....	.....	689, 692
.....	409, 430	574	616	.....	.....	430	430	663, 664
295, 389	.....	.....	390	635, 630	735	.....	.....	.....
347	.....	.....	348	372	.....	.....	.....	411
.....	.....	.....	627	.....	.....	.....	.....	690, 692
.....	.....	.....	232	.....	.....	.....	.....	256
.....	.....	.....	283	.....	.....	.....	.....	319, 321
.....	.....	.....	624	.....	.....	.....	.....	689, 692
.....	.....	.....	402	.....	.....	.....	.....	425, 446
218	.....	.....	223	244	.....	.....	.....	266, 292
.....	.....	.....	129	.....	.....	.....	.....	138
.....	.....	.....	205	.....	.....	.....	.....	242, 243
592	.....	.....	598	.....	.....	.....	.....	690, 692
.....	.....	.....	373	.....	.....	.....	.....	410, 412
.....	.....	.....	318	.....	.....	.....	.....	363

## BILLS OF THE HOUSE OF REPRESENTATIVES—Continued.

Number.	Author and Title.	First reading.	Second reading, referred.	Reported.	Engrossed.
712	Mr. Hill of Hamilton: To amend section 1043 of the Revised Statutes, providing for correction of errors by county auditors in the apportionment of taxes.....	460	462	562	.....
717	Mr. Greiner: To build a town hall in Hope- well township, Perry county .....	464	468	529	543
718	Mr. Jones: Authorizing Delaware county to levy a tax to pay certain bonds .....	243	253	307	.....
719	Mr. Allen: To provide for the support of soldiers' orphans outside of the Home at Xenia.....	537	543	604	.....
720	Mr. Chapman: To amend section 1319 of the Revised Statutes, providing that the amount of all judgments and costs in civil actions shall be paid into court .....	460	462	562	.....
722	Mr. Greene: Supplementary to section 181 of the Revised Statutes, directing the auditor of State to prepare a uniform system of accounts for the State institutions .....	446	448	.....	.....
724	Mr. Atkinson: To repeal sections 367 to 393, inclusive, of the Revised Statutes, and to sell the State tobacco warehouse .....	599	700	.....	.....
725	Mr. Holloway: To authorize Lucas county to to pay certain claims of Smith Jenkins and George Black .....	248	254	364	.....
726	Mr. Cole: Authorizing the construction of certain free turnpikes in Scioto county.....	200	205	338	.....
729	Mr. Cole: Granting right of way over certain State lands in Scioto county to the Cincin- nati and Eastern Railway Company .....	574	575	591	.....
730	Mr. Reed of Ross: To amend section 3499 of the Revised Statutes, as amended April 12, 1860, and to amend section 3501, and to enact a supplementary section thereto, relative to the purchase of toll roads .....	249	253, 512	492, 549	505
731	Mr. Kerr: To amend section 293 of the Re- vised Statutes, relative to the ventilation of coal mines .....	446	447	530	.....
732	Mr. Pearl: To encourage the killing of wood- chucks or ground hogs .....	248	253	290	.....
733	Mr. Patton: To distribute the surplus dog tax in Paulding county .....	187	190	198	205
734	Mr. Wolf: Making an appropriation to build a culvert under the Hocking canal, in the village of Logan .....	580	597	642	.....
735	Mr. Williamson: To amend section 140 of the Revised Statutes, relative to the better col- lection of statistics by the Secretary of State .....	355	357, 375	.....	.....
736	Mr. Lacey: To amend sections 2923 and 2933 of the Revised Statutes, providing that every municipal corporation not divided into wards shall constitute an election pre- cinct .....	293	294	470	.....

## BILLS OF THE HOUSE OF REPRESENTATIVES—Continued.

Amended.	Tabled and postponed to time certain.	From table, and taken up.	Passed.	In House, action on.	Other proceedings.	Indefinitely postponed and lost.	Reconsidered.	Enrolled and signed.
			576					725, 727
529			553	578				638, 639
	319	533	552					638, 639
626			709	746	626, 669			740, 747
			575					659, 691
700			700	724				739, 745
			366					411, 712
			338					363
			628					690, 693
549			549	604				638, 639
			552					638, 639
316			316	336				363
198			206		205			243
						658		
					375			
			489					582

## BILLS OF THE HOUSE OF REPRESENTATIVES—Continued.

Number.	Author and Title.	First reading.	Second reading, referred.	Reported.	Engrossed.
737	Mr. Kurtz: Increasing the levy for school purposes in special school districts of Nelsonville and Coolville, Athens county .....	248	254	272	.....
739	Mr. Chapman: To amend sections 1941, 1945, 1946, and 1947 of the Revised Statutes, establishing a fund for the relief of disabled policemen in Cleveland .....	514	524, 628	590, 645	.....
740	Mr. Price: Supplementary to section 2673 of the Revised Statutes, authorizing city councils to sell or lease real estate on certain conditions .....	446	448	589	.....
743	Mr. Greene: To amend section 1306 of the Revised Statutes, providing for payment of costs in cases of felony, where bond is forfeited and collected, as in cases of conviction .....	446	448	737	.....
747	Mr. Brown of Butler: Authorizing the auditor of Butler county to credit St. Clair township with certain sums lost by defalcation .....	248	254	368	.....
748	Mr. Dempsey: Supplementary to section 1282 and amendatory of sections 845 and 2862 of the Revised Statutes, creating the office of county solicitor for Cuyahoga county instead of the office of prosecuting attorney..	200	204	457	.....
749	Mr. Scott of Warren: Authorizing Lebanon, Warren county, to issue bonds to construct machine shops .....	293	295	.....	.....
750	Mr. Greene (by request): Authorizing commissioners of Champaign county to issue bonds for bridge purposes .....	242	246	304	.....
752	Mr. Price: Authorizing commissioners of Muskingum county to borrow money to complete the county infirmary .....	168	170	176	.....
753	Mr. Cole: Amendatory of the act of March 30, 1860, relative to the distribution of surplus dog tax in Scioto county .....	446	447	534	.....
755	Mr. Cope: Authorizing Cadiz township, Harrison county, to improve the road to the township cemetery .....	248	254	272	.....
756	Mr. Moore of Washington: Authorizing Fearing township, Washington county, to take charge of certain burial grounds .....	460	462	494	.....
757	Mr. Koons: Authorizing commissioners of Ross county to rebuild a certain bridge .....	168	168	.....	.....
759	Mr. Kerr: Dividing Liverpool township, Columbiana county, into two election precincts .....	294	294	345	.....
760	Mr. Barton: For the transfer of surplus dog tax in Wayne county .....	248	253	413	.....

## BILLS OF THE HOUSE OF REPRESENTATIVES—Continued.

Amended.	Tabled and postponed to time certain.	From table, and taken up.	Passed.	In House, action on.	Other proceedings.	Indefinitely postponed and lost.	Reconsidered.	Enrolled and signed.
			302					334
646			646	661				725, 727
			624					689, 692
737			737	747				748
			368					410, 411
			472					517, 518
			314		301			334
			318					363
			181					195
	553	596	596					663, 664
			286					319, 321
			512					579
			169					190, 191
345			345	354				320
	422	444	445			422	422	512, 519

## BILLS OF THE HOUSE OF REPRESENTATIVES—Continued.

Number.	Author and Title.	First reading.	Second reading, referred.	Reported.	Engrossed.
762	Mr. Stubbs: To amend section 7657 of the Revised Statutes, giving the Board of Public Works discretionary power to regulate tolls, by rescinding the restrictions of 1867.	364	365	397	.....
763	Mr. Snyder: To amend section 305 of the Revised Statutes, relative to inspection of coal mines by miners employed therein, and report to State Mine Inspector.....	460	462	496	.....
764	Mr. Patton: Authorizing the construction of sewers in Defiance.....	382	387	395	.....
766	Mr. Brenner: Amending the act of April 17, 1880, so as to authorize the city of Dayton to invest surplus market house funds in city bonds as well as U. S. securities.....	248	254	375	.....
767	Mr. Steward: Authorizing Woodsfield, Monroe county, to refund its debt on school building.....	200	204	213	.....
768	Mr. Harmon: Authorizing commissioners of Portage county to repair the court house....	248	253	265	.....
771	Mr. Allen: Transferring surplus dog tax in Fulton county to the county agricultural society.....	248	253	399	.....
774	Mr. Davis: To amend sections 5530 and 5534 of the Revised Statutes, providing that partnerships may be garnisheed as well as individuals and corporations.....	249	253	369	.....
776	Mr. Sawyer: To authorize the commissioners of Auglaize county to transfer funds from tax on dogs to the Auglaize County Agricultural Society.....	248	253	305	.....
777	Mr. Armstrong: Creating a special school district in East Union township, Wayne county.....	526	532	592	.....
778	Mr. Cochran: To transfer surplus dog tax in Brown county to the infirmary fund.....	248	253	288	.....
780	Mr. Walker: Extending the limits of the De Graff Union school district.....	293	295	369	.....
782	Mr. Kerr: Amending section 938 of the Revised Statutes, providing that the executive committee of board of trustees of children's homes in certain districts, shall have one from each county.....	446	448	470	.....
783	Mr. Letcher: To amend sections 63, 66, and 70, and to repeal section 76 of the Revised Statutes, reducing the number of executive documents to be printed.....	537	544	585	.....
784	Mr. Jones: To amend section 6761 of the Revised Statutes, relative to writs of quo warranto against corporations.....	185	190	211	.....
785	Mr. Estill: Authorizing the commissioners of Holmes county to rebuild a certain bridge..	183	183	.....	.....
786	Mr. Scott of Warren: Making an appropriation for Longview Asylum.....	191	193	270	.....



## BILLS OF THE HOUSE OF REPRESENTATIVES—Continued.

Amended.	Tabled and postponed to time certain.	From table, and taken up.	Passed.	In House, action on	Other proceedings.	Definitely post- poned and lost.	Reconsidered.	Enrolled and signed.
419	.....	.....	419	.....	.....	.....	.....	459, 476
520	.....	.....	521	537	.....	.....	.....	579
.....	.....	.....	409	.....	.....	.....	.....	445
.....	.....	.....	376	.....	.....	.....	.....	410, 411
.....	.....	.....	253	.....	.....	.....	.....	291, 292
.....	.....	.....	265	.....	.....	.....	.....	291, 292
.....	.....	.....	404	.....	.....	.....	.....	425, 445
.....	.....	.....	390	.....	.....	.....	.....	425, 445
.....	.....	.....	318	324	.....	.....	.....	363
.....	.....	.....	626	.....	.....	.....	.....	690, 692
.....	.....	.....	288	.....	.....	.....	.....	319, 321
.....	.....	.....	390	.....	.....	.....	.....	425
.....	.....	.....	489	.....	.....	.....	.....	523
.....	.....	.....	657	.....	.....	.....	.....	725, 727
.....	.....	.....	233	.....	.....	.....	.....	256
.....	.....	.....	183	.....	.....	.....	.....	195
.....	.....	.....	285	.....	.....	.....	.....	319, 320

## BILLS OF THE HOUSE OF REPRESENTATIVES—Continued.

Number.	Author and Title.	First reading.	Second reading, referred.	Reported.	Engrossed.
787	Mr. Walker: Authorizing Logan county to issue bonds for the repair of free turnpikes .....	200	204	359	.....
790	Mr. Decker: To amend section 7036 of the Revised Statutes, relative to trespassing on cemetery grounds .....	559	570	640	.....
791	Mr. Leggett: To provide for the better heating and ventilation of the State House. ....	631	652	718	.....
792	Mr. Furgeson: Authorizing commissioners of Clermont county to construct certain free turnpikes .....	515	522	603	.....
794	Mr. Smith: Supplementary to the act of April 15, 1880, relating to the construction of free turnpike roads in Noble county. ....	514	524	.....	.....
798	Mr. Voight: Authorizing commissioners of Hamilton county to repair certain roads. ....	242	246	.....	.....
800	Mr. Cole: Prescribing the rate of tax for the support of the Portsmouth public library. ....	514	524	568	.....
803	Mr. Wolf: Authorizing Logan, Hocking county, to issue bonds to purchase cemetery grounds .....	527	531	536	.....
805	Mr. Cole: For the relief of Joseph W. Blair ..	379	387	491	.....
807	Mr. Sullivan: To amend section 4098 of the Revised Statutes, requiring superintendents of repairs on free turnpikes to give bond ...	364	365	378	.....
808	Mr. Bloom: To amend section 3206 of the Revised Statutes, correcting a clerical error therein .....	242	246	347	.....
809	Mr. Williams: Amending section 1294 of the Revised Statutes, fixing the salary of assistant State librarian .....	463	468	481	485
815	Mr. Holloway: Authorizing the Lucas county board of equalization to make certain collections upon the delinquent tax duplicate. ....	537	544	643	.....
816	Mr. Young: To authorize the transfer of funds in Forest, Hardin county .....	515	524	584	.....
822	Mr. Davis: Amending section 1692 of the Revised Statutes, giving municipal corporations power to compel the consumption of smoke .....	661	669	675	.....
836	Mr. Thorp: Amending section 1481 of the Revised Statutes, correcting a verbal error therein .....	515	524	563	570
837	Mr. Robinson: Amending sections 362, 4051, 4057, and 4060 of the Revised Statutes, requiring the State school commissioner to include in his annual report the number, authors, and cost of all new school books used annually in the State. ....	722	.....	.....	.....
870	Mr. Ward: To change the surnames of certain persons therein named. ....	514	524	586	.....

## BILLS OF THE HOUSE OF REPRESENTATIVES—Continued.

Amended.	Tabled and postponed to time certain.	From table, and taken up.	Passed.	In House, action on.	Other proceedings.	Indefinitely postponed and lost.	Reconsidered.	Enrolled and signed.
.....	.....	.....	366	.....	.....	.....	.....	411
.....	.....	.....	640	.....	.....	.....	.....	690, 692
.....	.....	.....	736	.....	.....	.....	.....	748
.....	.....	.....	629	.....	.....	.....	.....	689, 692
.....	658	698	699	.....	609, 704	.....	.....	724, 726
.....	.....	.....	.....	.....	.....	.....	.....	.....
.....	.....	.....	575	.....	.....	.....	.....	691, 693
.....	.....	.....	[573, 601	600	.....	.....	595	663, 664
551	.....	.....	551	578	544	.....	.....	638, 639
.....	.....	.....	406	.....	.....	.....	.....	425
.....	.....	.....	348	.....	.....	.....	.....	370, 371
[616 489, 487,	506	574	[659 617	[722 556, 680,	486, 512, 703,	488	505	740, 747
.....	.....	.....	670	.....	.....	.....	.....	745
.....	.....	.....	629	.....	.....	.....	.....	689, 692
.....	.....	.....	711	.....	.....	.....	.....	739, 745
563	.....	.....	608	634	.....	.....	.....	663, 664
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.....	.....	.....	647	.....	.....	.....	.....	659, 692

## BILLS OF THE HOUSE OF REPRESENTATIVES—Continued.

Number.	Author and Title.	First reading.	Second reading, referred.	Reported.	Engrossed.
842	Mr. Frame: Providing for the payment of advertised fees and costs in Guernsey county .....	463	467	641	.....
846	Mr. Howard: To amend section 2503 of the Revised Statutes, relating to the grade of streets where street railroads are constructed .....	558	570	614	.....
852	Mr. Voight: Defining the boundaries and public jurisdiction of adjoining villages .....	382	387	397	.....
853	Mr. Howard: To divide Washington township, Lucas county, into three election precincts .....	426	433	443	.....
856	Mr. Ellsworth: To divide Rome township, Lawrence county, into two election precincts .....	461	467	.....	.....
858	Mr. Brownfield: To authorize Licking township, Licking county, to build a town hall .....	537	544	564	.....
860	Mr. Robinson: To transfer surplus dog tax in Union county .....	256	262	399	.....
861	Mr. Estill: To create a special school district in Killbuck township, Holmes county .....	321	327	351	.....
862	Mr. Dacker: Authorizing Green Springs school district, in Seneca and Sandusky counties, to issue bonds .....	379	379	383	.....
865	Mr. Bloom: Amending section 4957 of the Revised Statutes, providing that clerks of courts shall keep indexes to all journals and dockets .....	310	311	440	.....
866	Mr. French: To transfer surplus dog tax in Ashtabula county .....	293	294	306	.....
868	Mr. Negley: Authorizing Bradford special school district, Miami and Darke counties to issue certain bonds .....	415	417	421	.....
870	Mr. Carlisle (by request): To authorize Morrow county to build a jail .....	463	468	470	.....
872	Mr. Beman: To transfer surplus dog tax in Gallia county .....	293	294	396	401
875	Mr. McCrory: To transfer surplus dog tax in Richland county .....	293	294	398	.....
876	Mr. French: For the relief of Hiram L. Dodge and his sureties .....	293	294	304	.....
886	Mr. Hill of Hamilton: Making an appropriation to build an aqueduct under the Miami and Erie canal in Hamilton county .....	747	.....	.....	.....
887	Mr. Conrad: Authorizing Massillon, Stark county, to erect a city building .....	310	311	380	.....
888	Mr. Sawyer: For the relief of Delila M. Swigart .....	415	416	530	.....
889	Mr. Cowgill: Authorizing Champaign county to build a certain bridge .....	310	311	378	.....
891	Mr. Moore of Pike: To authorize the commissioners of Pike county, to issue bonds to pay indebtedness .....	514	522	663	570

## BILLS OF THE HOUSE OF REPRESENTATIVES—Continued.

Amended.	Tabled and postponed to time certain.	From table, and taken up.	Passed.	In House, action on.	Other proceedings.	Indefinitely postponed and lost.	Reconsidered.	Enrolled and signed.
.....	.....	.....	672	.....	.....	.....	.....	739, 740
.....	.....	.....	672	.....	.....	.....	.....	739, 741
.....	.....	.....	409	.....	.....	.....	.....	445
.....	.....	.....	448	.....	.....	.....	.....	517, 519
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.....	.....	.....	608	.....	.....	.....	.....	691, 693
.....	434	.....	485	.....	.....	.....	.....	528, 529
.....	.....	.....	365	.....	.....	.....	.....	411, 412
.....	.....	.....	388	.....	384	.....	.....	424, 425
.....	.....	.....	452	.....	.....	.....	.....	517, 519
.....	.....	.....	306	.....	.....	.....	.....	353
.....	.....	.....	421	.....	.....	.....	.....	445
.....	.....	.....	489	.....	.....	.....	.....	537
.....	.....	.....	401	.....	384	.....	.....	424, 425
.....	.....	.....	405	.....	.....	404	405	424, 425
304	.....	.....	304	324	.....	.....	.....	353
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.....	.....	.....	312	.....	312	.....	.....	380, 381
.....	.....	.....	552	.....	.....	.....	.....	606
.....	.....	.....	406	.....	.....	.....	.....	424, 425
563	.....	.....	602	634	.....	.....	.....	691, 693

## BILLS OF THE HOUSE OF REPRESENTATIVES—Continued.

Number.	Author and Title.	First reading.	Second reading, re- ferred.	Reported.	Engrossed.
893	Mr. Snyder: Authorizing the village of Canal Fulton, to transfer certain funds. ....	333	343	351	.....
894	Mr. Hume: Supplementary to the act providing for soldiers' monuments. ....	526	532	567	.....
895	Mr. Estill: Authorizing the commissioners of Holmes county to transfer certain funds. ....	332	332	352	.....
896	Mr. Cowgill: To transfer surplus dog tax in Champaign county. ....	333	343	400	.....
897	Mr. Scott of Warren: Making appropriations for the benevolent, penal, and reformatory institutions, from February 15, 1881, to February 15, 1882. ....	412	417	455	478
898	Mr. Scott of Warren: Making appropriations to meet deficiencies. ....	509	524	587	601
899	Mr. Patton: To transfer certain funds in Mark township, DeKalb county. ....	355	357	397	.....
900	Mr. Carpenter: To amend section 761 of the Revised Statutes, providing that inmates of the reform farm, transferred from the Penitentiary, shall be subject to the same rules as other inmates. ....	558	570	645	.....
901	Mr. Chapman: To amend section 2689 of the Revised Statutes, reducing the maximum tax levy in certain cities. ....	415	416, 486	457, 520	.....
902	Mr. Beman: Authorizing the issue of bonds in Jackson, Jackson county, to build a school house. ....	526	531	564	.....
903	Mr. McCullough: To transfer surplus dog tax in Allen county. ....	526	531	535	.....
904	Mr. Ward: Combining the offices of marshal and street commissioner in certain villages (McArthur). ....	412	416	456	.....
905	Mr. Hopkins: To transfer surplus dog tax in Marion county. ....	412	416	443	.....
907	Mr. Wolf: To annex territory to Millville special school district, Hocking county. ....	382	387	413	.....
910	Mr. Brown of Putnam: Amending section 2741 of the Revised Statutes, exempting stocks of merchandise from taxation, when removed to another county, if tax was already paid during the year. ....	412	416	560	.....
912	Mr. Ray: Amending section 2061 of the Revised Statutes, authorizing leaves of absence to inmates of houses of refuge and correction. ....	678	696	.....	.....
914	Mr. Brown of Putnam: Appropriating money to build a culvert under the M. & E. canal in Putnam county. ....	426	453	458	.....
915	Mr. McCullough: Amending section 5761 of the Revised Statutes, providing more fully for the execution and delivery of deeds by sheriffs in cases of partition of real estate. ....	678	701	.....	.....

## BILLS OF THE HOUSE OF REPRESENTATIVES—Continued.

Amended.	Tabled and postponed to a time certain.	From table, and taken up.	Passed.	In House, action on.	Other proceedings.	Indefinitely post- poned and lost.	Reconsidered.	Enrolled and signed.
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.....	.....	.....	576	.....	.....	.....	.....	663, 664
.....	.....	.....	352	.....	.....	.....	.....	370, 371
.....	434	.....	471	.....	.....	.....	.....	528
455, 476	456	465, 478	471 [620	503, 557 [632, 722	[605, 622, 632 466, 562, 600,	.....	.....	725, 727
588, 601	588	601	601	619, 625,	632, 702	.....	618	748
.....	.....	.....	409	.....	.....	.....	.....	445
673	.....	.....	673	.....	.....	.....	.....	724, 726
[457, 599	520	533	599	633	486, 571	.....	.....	663, 664
.....	.....	.....	577	.....	.....	.....	.....	725, 728
.....	.....	.....	515	.....	.....	554	595	725, 727
.....	.....	.....	457	.....	.....	.....	.....	517, 520
.....	448	471	471	.....	.....	.....	.....	528
.....	.....	.....	422	.....	.....	.....	.....	459, 476
.....	.....	.....	577	.....	.....	.....	.....	659, 692
.....	.....	.....	697	.....	.....	.....	.....	739, 740
.....	.....	.....	473	.....	.....	.....	.....	517, 518
.....	.....	.....	701	.....	.....	.....	.....	739, 741

## BILLS OF THE HOUSE OF REPRESENTATIVES—Continued.

Number.	Author and Title.	First reading.	Second reading, referred.	Reported.	Engrossed.
917	Mr. Cole: Amending the act of April 7, 1880, authorizing Portsmouth, Scioto county, to build a railroad .....	514	521	535	.....
919	Mr. Heart: For the relief of John Curtis, John Reid, and the legal representative of Geo. Brown & Co .....	631	652	671	.....
920	Mr. Spetnagel: Submitting to the voters of Ross county the question of building a children's home .....	[415, 426	416, 433	443	.....
924	Mr. Patton: Repealing the act of April 15, 1880, for the repair of the Miami and Erie canal in Paulding county .....	426	433	492	.....
928	Mr. Brownfield: For the transfer of certain funds in Newark township, Licking county .....	415	416	.....	.....
932	Mr. Locke: To amend section 6951 of the Revised Statutes, providing that all fines collected for cruelty to animals, be paid to local societies for the prevention of cruelty to animals .....	414	524	535	.....
933	Mr. Hardy: To amend section 7760 of the Revised Statutes, relative to the use of canal towing paths for other purposes than to tow boats .....	607	610	642	.....
936	Mr. Groom: To amend section 2693 of the Revised Statutes, fixing the maximum tax levy in Columbus at eight mills .....	514	524, 554	553	.....
937	Mr. Dunham: Authorizing Sandusky county to levy additional tax for county and poor purposes .....	558	570	588	.....
938	Mr. Wheeler: Authorizing Findlay, Hancock county, to build a railroad .....	526	531	592	.....
939	Mr. Hill of Hamilton: Providing for adjournment of boards of equalization in Cincinnati .....	712	713	.....	.....
940	Mr. Stryker: Amendatory of the act of April 6, 1880, providing for building bridges over Mill creek, Hamilton county .....	678	701	.....	.....
941	Mr. Greene: Authorizing the board of education of Xenia, Greene county, to transfer funds .....	527	531	562	.....
942	Mr. Cory: To transfer certain funds in Crawford county .....	514	522	533	.....
944	Mr. Cole: Authorizing commissioners of Scioto county to build free turnpike roads .....	537	543	644	.....
945	Mr. Frame: To transfer surplus dog tax in Guernsey county .....	446	447	534	.....
947	Mr. Tyler of Wyandot: Amending the act of May 2, 1877, creating a special school district in Richland township, Wyandot county .....	527	532	.....	.....
948	Mr. Harmon: To transfer surplus dog tax in Portage county .....	537	544	.....	.....
949	Mr. Atkinson: To authorize Martin's Ferry, Belmont county to build machine shops .....	526	532	.....	.....



## BILLS OF THE HOUSE OF REPRESENTATIVES—Continued.

Amended.	Tabled and postponed to time certain.	From table, and taken up.	Passed.	In House, action on.	Other proceedings.	Indefinitely postponed and lost	Reconsidered.	Enrolled and signed.
.....	.....	.....	554	.....	.....	.....	.....	606, 639
.....	.....	.....	671	.....	.....	.....	.....	725, 727
.....	.....	.....	432	419	.....	.....	.....	517, 519
.....	.....	.....	512	.....	.....	.....	.....	579, 580
.....	431, 616	574, 631	631	.....	430	.....	.....	745, 746
535	.....	.....	555	.....	.....	.....	.....	606, 639
.....	.....	.....	658	.....	.....	.....	.....	725, 727
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.....	.....	.....	658	.....	.....	.....	.....	724, 726
.....	.....	.....	629	.....	.....	.....	.....	690, 692
.....	.....	.....	713	.....	.....	.....	.....	744, 746
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.....	.....	.....	603	.....	.....	.....	.....	663, 664
553	.....	.....	553	578	.....	.....	.....	639, 639
.....	.....	.....	671	.....	.....	.....	.....	724, 726
.....	.....	.....	593	.....	.....	554	[596 675	.....
.....	.....	.....	553	.....	.....	.....	.....	638, 639
.....	.....	.....	608	.....	.....	.....	.....	691, 693
.....	.....	.....	531	.....	.....	.....	.....	638, 639

## BILLS OF THE HOUSE OF REPRESENTATIVES—Continued.

Number.	Author and Title.	First reading.	Second reading, referred.	Reported.	Engrossed.
950	Mr. Groom: Amending the act of March 30, 1880, relative to building a bridge across the Scioto river at Columbus .....	631	632	643	.....
951	Mr. Wilson: To amend section 1680 of the Revised Statutes, relative to the residence of members of council .....	450	451	.....	.....
952	Mr. Dunham: To authorize Fremont to build and operate a railroad .....	526	531	592	.....
953	Mr. Groom: Granting right of way through the lands of the Columbus Asylum to the Columbus and Mayeville railroad company.	668	669	696	.....
955	Mr. Crites: Supplementary to the act of April 15, 1880, authorizing Canal Dover, Tuscarawas county, to build machine shops.	514	522	565	.....
953	Mr. Brown of Putnam: Amendatory and supplementary of the act of April 13, 1880, authorizing certain townships in Putnam county to improve the public highways....	514	524	591	.....
959	Mr. Dempsey: Amending supplementary section 5159 of the Revised Statutes, relating to juries in Hamilton and Cuyahoga counties .....	537	544	562	570
960	Mr. Palmer: Authorizing a special tax in Middleburg township, Cuyahoga county, for poor purposes .....	527	531	563	.....
962	Mr. Covert: For the protection of minor children .....	678	684, 685	695	.....
964	Mr. Bull: Supplementary to the act of March 24, 1881, authorizing the village of Ashland to borrow money .....	536	543	571	.....
965	Mr. Voight: Amending section 4098 of the Revised Statutes, relative to appointment of directors for the University of Cincinnati .....	580	597	.....	.....
968	Mr. Hardy: For the relief of Philip Endlich .....	580	597	610	.....
969	Mr. Licey: Changing the time of holding the third term of the common pleas court in Medina and Lorain counties for 1881....	514	521	524	.....
970	Mr. King: Authorizing Clarksville, Clinton county, to levy a tax for the relief of Geo. W. Garrison and Ezekiel Cast .....	537	543	610	.....
971	Mr. Scott of Warren: Making appropriations for the General Assembly and State Board of Equalization .....	536	543	612	.....
974	Mr. Crites: Authorizing Oxford township, Tuscarawas county, to sell certain railroad stock to build a railroad .....	550	597	611	.....
975	Mr. Hardy: To authorize the trustees of certain townships in Coshooton county to levy taxes to improve the public highways.....	631	652	676	.....
976	Mr. Greiner: Authorizing the transfer of surplus dog tax in Perry county to build a children's home .....	580	598	.....	.....

## BILLS OF THE HOUSE OF REPRESENTATIVES—Continued.

Amended.	Tabled and postponed to time certain.	From table, and taken up.	Passed.	In House, action on.	Other proceedings.	Indefinitely postponed and lost.	Reconsidered.	Enrolled and signed.
.....	659	681	681	.....	.....	659	659	725, 277
.....	.....	.....	.....	.....	.....	.....	.....	.....
.....	.....	.....	630	.....	.....	.....	.....	726, 727
.....	.....	.....	686	.....	.....	.....	.....	739, 745
.....	.....	.....	607	.....	.....	.....	.....	691, 692
.....	.....	.....	.....	.....	.....	.....	.....	.....
.....	.....	.....	653	.....	.....	.....	.....	726, 727
562	.....	.....	576	.....	.....	.....	.....	606, 639
.....	.....	.....	602	.....	.....	.....	.....	663, 664
.....	.....	.....	695	.....	.....	.....	.....	745
571	.....	.....	571	604	.....	.....	.....	606, 639
597	.....	.....	597	633	.....	.....	.....	690, 693
.....	.....	.....	619	.....	.....	.....	.....	744, 745
.....	.....	.....	534	.....	.....	.....	.....	638, 639
.....	.....	.....	610	.....	.....	.....	.....	689, 692
612	.....	.....	612	[657 678, 722	695, 709	.....	.....	744, 746
.....	.....	.....	671	.....	.....	.....	.....	744, 746
.....	.....	.....	676	.....	.....	.....	.....	738, 740
.....	.....	.....	634	.....	.....	.....	.....	689, 692

## BILLS OF THE HOUSE OF REPRESENTATIVES—Continued.

Number.	Author and Title.	First reading.	Second reading, referred.	Reported.	Engrossed.
977	Mr. Sawyer: Authorizing the trustees of the Mutual Protection Association of Patrons of Husbandry to move their office.....	580	597	677	.....
978	Mr. Coryell: To transfer surplus dog tax in Adams county.....	678	698	.....	.....
979	Mr. Locke: To authorize the village of London, Madison county, to transfer certain funds.....	559	570	641	.....
982	Mr. Marsh: To authorize certain townships to build railroads, etc.....	678	701	.....	.....
984	Mr. Patton: Making an appropriation for a culvert under the Miami and Erie canal in Washington township, Paulding county....	714	715	.....	.....
985	Mr. Reed of Ross (by request): To authorize the transfer of certain funds in the village of Waverly, Pike county.....	558	570	641	.....
986	Mr. Allen: Amending section 695 of the Revised Statutes, fixing the salary of the matron of the orphans' home at Xenia at \$400 per annum.....	631	652	676	.....
987	Mr. Wolf: Dividing Ward township, Hocking county, into two election precincts....	607	610	674	.....
989	Mr. Kerr: Authorizing the transfer of certain funds in Perry township, Columbiana county.....	607	610	644	.....
990	Mr. Marsh: Changing the time of holding court in Mercer county for 1881.....	632	652	665	.....
991	Mr. Letcher: To authorize certain townships to build railroads, etc.....	661	669	688	.....
993	Mr. Greene: Authorizing the transfer of certain funds in Silver Creek township, Greene county.....	661	669	677	.....
997	Mr. Koons: Authorizing the issue of bonds in Mt. Vernon, Knox county, to build water-works.....	685	685	.....	.....
998	Mr. Ferguson: Authorizing commissioners of Clermont county to levy special tax to pay certain judgments.....	678	697	.....	.....
999	Mr. French: Authorizing Jefferson, Ashtabula county to sell certain grounds.....	693	693	.....	.....

## BILLS OF THE HOUSE OF REPRESENTATIVES—Continued.

Amended.	Tabled and postponed to time certain.	From table, and taken up.	Passed.	In House, action on.	Other proceedings.	Indefinitely postponed and lost.	Reconsidered.	Enrolled and signed.
						677		
			698					745, 746
			670					739, 746
			701					747, 748
715								
			670					744, 745
			711					739, 741
			674					739, 741
			670					744, 746
			671					724, 726
			711					740, 747
			702					745, 746
			685					724, 726
			697					739, 740
			702		694			745, 746

# RESOLUTIONS.

## SENATE RESOLUTIONS.

Number.	Author and Title.	Offered and referred.	Reported.
56	Mr. Carlisle: Providing for the payment of Frank D. Bayless of Adams county .....	-----	530
72	Mr. Hitchcock: Granting use of Senate Chamber to Ohio State Board of Agriculture .....	3	-----
73	Mr. Horr: Granting use of Senate Chamber to Wool Growers' Association .....	4	-----
74	Mr. Eggleston: Granting use of Senate Chamber to State Board of Agriculture .....	4	-----
75	Mr. Creamer: To compensate Sebastian Gramlich and Fred Dennis for work performed in putting in order the Senate Chamber .....	14	31
76	Mr. Pond: Relative to adding an additional member to the committee on judiciary .....	42	-----
77	Mr. Hitchcock: Providing for tri-weekly adjournment .....	44	-----
78	Mr. Atkinson: Allowing mileage to the clerks and Sergeants at-Arms of the Senate .....	46	276
79	Mr. Jackson: To direct the publication of the report of a committee on certain contested elections .....	60	-----
80	Mr. Fleischmann: Relative to investigation of Soldiers' and Sailors' Orphans' Home .....	62	-----
81	Mr. Hartshorn: Relative to the death of Senator Hollingsworth's child .....	67	-----
82	Mr. Horr: Granting use of Senate Chamber for reception to Hon. John Sherman .....	67	-----
83	Mr. Strong: Relative to appointing additional Sergeant-at-Arms .....	97	-----
84	Mr. Richards: Requesting Secretary of State to furnish additional copies of Revised Statutes .....	121	-----
85	Mr. Pond: Authorizing the clerk of the Senate to appoint an additional clerk .....	136	-----
86	Mr. Marriott: Relative to the death of Senator Pringle's wife .....	138	-----
87	Mr. Hollingsworth: Instructing the judiciary committee to inquire into the truth of certain charges made in the protest offered by Mr. Van Cleef .....	158	-----
88	Mr. Hollingsworth: Requesting members of the Senate who signed the protest presented by Mr. Van Cleef, to furnish evidence of the truth of the allegations made therein .....	159	-----

# RESOLUTIONS.

## SENATE RESOLUTIONS.

Amended.	Tabled and postponed to time certain.	From table and taken up.	Adopted.	Other proceedings.	Indefinitely post- poned and lost.	Reconsidered.
742	530, 556	[556, 729, 742	744	.....	.....	.....
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.....	276	309	309	.....	.....	.....
.....	.....	.....	60	.....	.....	.....
63	.....	.....	62, 63	497	.....	63
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.....	.....	.....	138	.....	.....	.....
.....	.....	.....	158	.....	.....	.....
.....	[159, 161, 178	177	.....	.....	.....	.....

## SENATE RESOLUTIONS—Continued.

Number.	Author and Title.	Offered and referred.	Reported.
89	Mr. Van Cleaf: Relative to the death of Hon. H. V. Kerr, State Librarian .....	427	.....
90	Mr. Horr: Relating to adjournment of the Senate on April 2 .....	454	.....
91	Mr. Van Cleaf: Rescinding Senate Resolution number 77 .....	595	.....
92	Mr. Creamer: Relative to employing additional clerical assistance .....	674	.....
93	Mr. Kelly: Relating to the copies of the Revised Statutes in possession of the members of the Senate..	681	695
94	Mr. Beer: Regulating time, and number of times, members allowed to speak on question .....	693	.....
95	Mr. Entrekin: To pay the clerk of the Senate for completing the records of the journal .....	704	.....
96	Mr. Atkinson: To allow pay to the assistant clerks of Senate for services after adjournment .....	704	.....
97	Mr. Atkinson: To pay Fred Dennis and Sebastian Gramlich for services after adjournment .....	705	.....
98	Mr. Van Cleaf: Tendering thanks of the Senate to Hon. R. G. Richards, President pro tem .....	709	.....
99	Mr. Carlisle: Allowing compensation to P. S. Simms for services after adjournment .....	718	.....
100	Mr. Carlisle: Allowing compensation to Sergeant-at-Arms, T. C. Downey, for services after adjournment.	718	.....
101	Mr. Van Cleaf: Allowing five days extra per diem to the page boys .....	719	.....
102	Mr. O'Hagan: Allowing compensation to Alex. McDowell and Geo. P. Cos. for services after adjournment .....	721	.....
103	Mr. Entrekin: Providing for payment of extra clerical services .....	731	.....
104	Mr. O'Hagan: Allowing use of Senate Chamber to State Board of Equalization .....	737	.....
105	Mr. Harper: Extending the thanks of the Senate to the press reporters .....	741	.....
106	Mr. Pond: Notifying the House of Representatives that the Senate has completed its business and is now ready to adjourn .....	747	.....



## SENATE RESOLUTIONS—Continued.

Amended.	Tabled and postponed to time certain.	From table and taken up.	Adopted.	Other proceedings.	Indefinitely post- poned and lost.	Reconsidered.
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.....	.....	.....	595	.....	.....	.....
.....	.....	.....	674	.....	.....	.....
.....	.....	.....	695	.....	.....	.....
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.....	.....	.....	705, 736	.....	.....	736
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.....	.....	.....	718	.....	.....	.....
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.....	719	731	731	.....	.....	.....
731	.....	.....	721, 731	.....	.....	731
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.....	.....	.....	737	.....	.....	.....
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## SENATE JOINT RESOLUTIONS.

Number.	Author and Title.	Offered.	Referred.	Reported.
25	Mr. Horr: Providing for a joint committee of investigation to visit the Soldiers' and Sailors' Orphans' Home at Xenia, Ohio, and perform certain duties therein named .....			428
32	Mr. Pond: Empowering the Auditor, Treasurer, and Attorney General of State to compromise the claims of the State against the sureties of Brooks & Patton, and Geo. W. Gill, defaulting contractors .....			
38	Mr. Saltzgaber: Providing for the appointment of a commission relative to the Ohio railroad company .....			
48	Mr. Richards: To appoint a joint committee to wait upon the Governor .....	3		
49	Mr. Richards: Relative to counting the vote for State officers .....	4	7	
50	Mr. Moore: To admit the children of David I. Devor into the Soldiers' and Sailors' Orphans' Home .....	7		44
51	Mr. Hitchcock: Relative to the election of a United States Senator .....	8	8	
52	Mr. Wilkins of Tuscarawas: Relative to amending the constitution of the State of Ohio .....	9	10	
53	Mr. Entzkin: Relative to the construction of section 145 of the Revised Statutes .....	20		
54	Mr. Hitchcock: Relative to printing copies of the journal of the Board of Equalization .....	26		
55	Mr. Carran: Relative to appointing a joint committee to investigate the management of the Reform School at Lancaster, Ohio .....	29		
56	Mr. Hitchcock: Proposing amendments to the Constitution of the State of Ohio .....	30,365,478		
57	Mr. Kirby of Hamilton: Relating to the Cincinnati central railway company .....	39	40	
58	Mr. Richards: Relative to binding the report of the State school Commissioner .....	50		66
59	Mr. Strong: Proposing amendments to article 15, section 9, of the constitution of Ohio .....	58		
60	Mr. Van Cleaf: Providing for printing 16,000 additional copies of report of Secretary of State for 18-0 .....	58		61
61	Mr. Van Cleaf: Relative to the portraits of the Governors .....	69		443
62	Mr. Pond: Providing for printing 500 additional copies of memorial of Ohio State bar association .....	80		

## SENATE JOINT RESOLUTIONS.

Amended.	Tabled and postponed to time certain.	From table, and taken up.	Adopted.	In House, action on.	Other proceedings.	Indefinitely postponed and lost.	Reconsidered.	Enrolled and signed.
.....	428	.....	.....	.....	.....	.....	.....	.....
.....	.....	.....	.....	.....	.....	525	.....	.....
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## SENATE JOINT RESOLUTIONS—Continued.

Number.	Author and Title.	Offered.	Referred.	Reported.
63	Mr. Fleischmann: Requesting the Adjutant General to report his action upon S. J. R. No. 47 .....	81	.....	.....
64	Mr. Pond: Relative to admitting Frank Gilmore into Athens Asylum for the Insane....	102	.....	107
65	Mr. Hitchcock: Relative to appointing a joint committee of the two Houses to consider measures for constitutional amendments .....	136	.....	.....
66	Mr. Sinks: Requiring the Adjutant General to keep in repair the electrical gas lighting apparatus .....	136	.....	156
67	Mr. Hollingsworth: Instructing our Senators in Congress respecting the confirmation of Stanley Matthews .....	138	.....	.....
68	Mr. Kelley: Providing for the mounting of geological maps .....	140	.....	144
69	Mr. Marriott: Relative to printing additional copies of the rules of the Senate and House .....	169	.....	368
70	Mr. Entrekin: Providing for printing report of Adjutant General .....	177	.....	188
71	Mr. Eggleston: Directing the trustees of the Cincinnati Southern railroad to pay certain claims .....	189	.....	338
72	Mr. Carlisle: Sympathizing with the people of Ireland in their efforts for liberty and equality .....	194	.....	.....
73	Mr. Van Cleef: Authorizing the State Librarian to sell certain surplus reports and documents .....	202	.....	214
74	Mr. Marriott: Relative to adjournment of the Legislature .....	203	.....	.....
75	Mr. Creamer: Relative to adjournment of the Legislature on February 26, 1881 .....	211	.....	.....
76	Mr. Tyler: Relative to appointing a joint committee to visit the grave and report as to the expediency of erecting a monument to the memory of the late General Thomas L. Hamer. ....	235	235	.....
77	Mr. Pond: Proposing amendment to the Constitution of the State .....	299	342	.....
78	Mr. Hollingsworth: Providing for placing Andrew King in the Athens Asylum for the Insane .....	309	.....	.....
79	Mr. Van Cleef: Authorizing Frederick Fronoff and John McCabe to bring suit against the State for compensation for certain work performed .....	417	437	561
80	Mr. Strong: Instructing Supervisor of Public Printing to have bound 300 copies of Adjutant General's report for the year ending November 15, 1880 .....	421	.....	.....
81	Mr. Carran: Relative to sine die adjournment of the Legislature .....	444	.....	.....

## SENATE JOINT RESOLUTIONS—Continued.

Amended.	Tabled and postponed to time certain.	From table, and taken up.	Adopted.	In House, action on.	Other proceedings.	Indefinitely postponed and lost.	Reconsidered.	Enrolled and signed.
.....	.....	.....	81	.....	.....	.....	.....	.....
.....	.....	.....	108	.....	115	.....	.....	134, 135
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.....	417	437	.....	.....	.....	561	.....	.....
.....	.....	.....	421	516	497	.....	.....	579, 580
.....	.....	.....	.....	.....	.....	444	.....	.....

## SENATE JOINT RESOLUTIONS—Continued.

Number.	Author and Title.	Offered.	Referred.	Reported.
82	Mr. Van Cleaf: Authorizing William A Neil to bring suit against the State for compensation of property taken and used by the State .....	461	465	560
83	Mr. Beer: Directing Secretary of State to box and ship certain public documents to members of Legislature .....	465	465	491
84	Mr. Wilkins of Tuscarawas: Relative to <i>sine die</i> adjournment of the Legislature .....	484	.....	.....
85	Mr. Pond: Relative to binding copies of the catalogue of the law library .....	531	531	584
86	Mr. Hartshorn: Providing for the admission of Sarah M. Curran into the Cleveland Asylum for the Insane .....	570	570	595
87	Mr. Hollingaworth: Providing for the loan of flags and other relics of the late war to the exhibition at Bellaire, Ohio .....	604	.....	.....
88	Mr. Hitchcock: Fixing time for <i>sine die</i> adjournment of the Legislature .....	613	.....	.....

## SENATE JOINT RESOLUTIONS—Continued.

Amended.	Tabled and postponed to time certain.	From table, and taken up.	Adopted.	In House, action on.	Other proceedings.	Indefinitely postponed and lost.	R considered.	Enrolled and signed.
.....	462	.....	.....	.....	.....	560	.....	.....
.....	.....	.....	584	633	.....	.....	.....	690, 691
.....	.....	.....	494	.....	.....	.....	.....	.....
.....	.....	.....	584	633	.....	.....	.....	690, 691
.....	.....	.....	595	634	.....	.....	.....	690, 691
.....	.....	.....	604	634	.....	.....	.....	690, 691
613	.....	.....	613	667	.....	.....	.....	724, 726

## HOUSE JOINT RESOLUTIONS.

Number.	Author and Title.	Offered.	Referred.	Reported.
64	Mr. Bloom: Appointing joint committee to wait on the Governor.....	5	.....	.....
65	Mr. Ray: Providing for a certain investigation by the standing committee of the Senate and House on public works .....	183	188	397
66	Mr. Clement: Relative to the election of U. S. Senator to succeed J. A. Garfield .....	14	.....	42
67	Mr. Dayton: Arranging to attend the inaugural of James A. Garfield.....	25	.....	66
68	Mr. Tyler of Wyandot: Proposing amendments to the Constitution, and providing for their submission to the people of Ohio, on the second Tuesday of October, A. D. 1881 .....	477, 496	494, 506	.....
73	Mr. Bloom: Relating to paying taxes on Virginia military lands .....	100	100	110
75	Mr. Young: Providing for the printing of extra copies of House Bills No. 521 and 543 .....	62	.....	72
77	Mr. Groom: Relating to the admission of Hattie S. Clifford into the Central Asylum for the Insane .....	80	80	90
78	Mr. Sawyer: Relative to investigating charges relative to the Ohio Soldiers' and Sailors' Orphans' Home.....	64	64	.....
80	Mr. Reed of Ross: Authorizing the Board of Public Works to rescind the contract with the Cincinnati Central Railroad Company in connection with the berme bank of Miami and Erie canal .....	195	195	212
82	Mr. Scott of Warren: Relative to the assignment of classes of pupils from the Deaf and Dumb Institution, to learn the trade of book binding at the State bindery.....	180	188	295
83	Mr. Scott of Warren: Relating to omitting certain reports from the executive documents.....	88	88	155
84	Mr. Robinson: Providing for the sale of old books in the packing room of the State House .....	88	88	130
85	Committee on Federal Relations: Relative to pension for Col. T. Worthington .....	102	102	.....
86	Mr. Scott of Warren: Providing for printing additional copies of report of Auditor of State .....	100	100	133
89	Mr. Scott of Warren: Directing Auditor of State to have printed and furnished State officers, and heads of institutions, two copies each of appropriation bill for the expenditure of said institutions and State officers after the same shall have become a law .....	105	105	133



## HOUSE JOINT RESOLUTIONS.

Amended.	Tabled and postponed to time certain.	From table, and taken up.	Adopted.	In House, action on.	Other proceedings.	Indefinitely postponed and lost.	Reconsidered.	Enrolled and signed.
.....	.....	.....	5	.....	.....	.....	.....	24, 25
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.....	.....	.....	133	.....	.....	.....	.....	.....

## HOUSE JOINT RESOLUTIONS—Continued.

Number.	Author and Title.	Offered.	Referred.	Reported.
90	Mr. Sawyer: Providing for loaning battle flags and standards to the Mexican Veteran War Association .....	116	-----	-----
95	Mr. Tyler of Wyardot: To provide for the admission of Arch McClain into the institution for feeble minded youth .....	288	-----	-----
96	Mr. Snyder: To procure the publication of the so-called St. Clair papers .....	165	165	176
97	Mr. Greene: Authorizing and directing the clerk of the Senate and House to print list of the members and officers of the General Assembly .....	146	160	-----
99	Mr. Bull: Relating to the duty on foreign timber .....	637	637	645
102	Mr. Scott of Warren: Authorizing Auditor of State and Treasurer of State to credit the canal fund on their books with \$13,-970 50, and charge sinking fund with \$13,-970.50 .....	195	195	228
103	Mr. Walker: Relating to occupancy of the road bed of the Ohio Railroad Company by the Lake Erie and Western Railroad Company .....	210	-----	-----
104	Mr. Greene: Relative to the binding of the code .....	197	-----	-----
105	Mr. Millikan: Requesting Senators and Representatives in Congress of the United States to use their influence against the re-issuing of a certain patent .....	185	185	307
106	Mr. Snyder: Relative to the distribution of the Geological Atlas of Ohio .....	188	188	273
107	Mr. Pugsley: Relative to the admittance of George W. Dixon into the Athens Asylum for the Insane .....	236	-----	-----
108	Mr. Jones: Directing the Attorney-General to institute proceedings in quo warranto against telegraph companies trying to consolidate contrary to the provisions of the statutes of Ohio .....	210	210	-----
110	Mr. Wolf: Relative to the zoological and botanical surveys of Ohio .....	237	237	376
112	Mr. Hill of Hamilton: Empowering the Board of Public Works to lease certain lots or pieces of land .....	529	529	642
114	Mr. Covert: Authorizing the printing of additional copies of the fourth annual report of the Bureau of Labor Statistics in the English and German language .....	310	310	378
115	Mr. Groom: For the admission of Ann Romanus to the Columbus Asylum for the Insane .....	321	321	358
117	Mr. Clement: Relative to the pay of A. C. Williams .....	515	515	-----

## HOUSE JOINT RESOLUTIONS—Continued.

Amended.	Tabled and postponed to time certain.	From table, and taken up.	Adopted.	In House, action on.	Other proceedings.	Indefinitely postponed and lost	Reconsidered.	Enrolled and signed.
.....	.....	.....	116	.....	.....	.....	.....	125, 144
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176	.....	.....	176	.....	.....	.....	.....	195
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.....	.....	.....	307	.....	.....	.....	.....	334
.....	.....	.....	287	.....	.....	.....	.....	320
.....	.....	.....	236	.....	.....	.....	.....	256
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.....	.....	.....	358	.....	.....	.....	.....	380, 331
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## HOUSE JOINT RESOLUTIONS—Continued.

Number.	Author and Title.	Offered.	Referred.	Reported.
118	Mr. Stryker: Relative to the Trustees of Longview Asylum.....	393	-----	-----
119	Mr. Young: Authorizing the Governor to appoint a commissioner on the part of the State in the adjustment and settlement of claims against the general government.....	515	515	718
190	Mr. Snyder: Providing for printing additional copies of the State Mine Inspector's report for 1890.....	426	426	-----
192	Mr. Greiner: Providing the Inspector of Mines with certain instruments for the use of his office.....	437	-----	-----
123	Mr. Snyder: Relative to the loan of guns and accoutrements of the O. N. G.....	451	451	644
125	Committee on Federal Relations: Relating to the Yorktown celebration.....	515	515	586
127	Mr. Green: In relation to contract for keeping insane in Lucas county Insane Asylum..	558	-----	-----
128	Mr. Scott of Warren: Relating to printing for Ohio State Board of Agriculture.....	637	637	645
129	Mr. Scott of Warren: Relative to the care of the Senate Chamber and House of Representatives.....	668	-----	-----
131	Mr. Davis: Relative to the transfer of Longview Asylum to the State.....	742	-----	-----

## HOUSE JOINT RESOLUTIONS—Continued.

Amended.	Tabled and postponed to time certain.	From table, and taken up.	Adopted.	In House, action on.	Other proceedings.	Definitely post- poned and lost.	Reconsidered.	Enrolled and signed.
.....	.....	.....	393	.....	.....	.....	.....	393, 394
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.....	.....	.....	.....	634	.....	.....	.....	.....
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## PART FIRST.

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- to apportion the State into congressional districts. (H. B. No. 1.)
- public documents, printing and distribution of. (S. B. No. 275 and H. B. No. 783.)
- Sergeant-at-Arms, defining the duties of. (S. B. No. 341.)
- President of the Senate and Speaker of the House of Representatives. (S. B. No. 390.)
- Journals, House and Senate, relative to printing. (H. B. No. 624.)

### Preliminary—

- seal, to abolish use of. (S. B. No. 326.)

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- adulterated food, inspector of, to provide for appointing. (S. B. No. 351.)
- Clerk of Supreme Court, fixing salary of. (S. B. No. 287.)
- Commissioners of Printing, relative to the purchase of paper. H. B. No. 638.)
- Commissioners of Railroads, salary of. (S. B. No. 357.)
- equalization, commission of appointed. (S. B. No. 430.)
- fugitives from justice, extradition of. (S. B. No. 268.)
- Governor's office, index to necessary. (S. B. No. 269.)
- Inspector of Butter and Cheese, appointment of. (S. B. No. 431.)
- Inspector of Food, providing for appointment of. (S. B. No. 380.)
- Inspector of Mines, relative to duties of. (H. B. Nos. 763, 570, and 731.)
- appointment of an assistant. (S. B. No. 333.)
- inspector of tobacco warehouse, relative to sale of. (H. B. No. 724.)
- Public Works, relative to granting right of way over public lands. (S. B. No. 276.)
- State Chemist providing for appointment of. (S. B. No. 380.)
- State officers, relating to bonds of. (S. B. No. 417.)
- Supervisor of Public Printing, relative to letting contracts. (H. B. No. 695.)

### Judicial—

- Jackson, district court of, special term authorized. (S. B. No. 343.)
- common pleas, providing for the removal of cases from. (S. B. No. 364.)
- justices of the peace, relative to duties of as coroner (S. B. No. 450.)

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- insane asylum, duties of superintendent in case of death or escape of patients. (S. B. Nos. 248 and 312.)
- appropriations, amount of to be drawn at one time. (S. B. No. 282.)
- special policemen, relative to appointment of. (S. B. No. 285.)
- Longview Asylum, providing for the transfer of. (S. B. No. 299.)
- Board of State Charities, providing clerical help for. (S. B. No. 361.)
- officers, relative to bonds of. (H. B. 529 and 688.)
- Reform School, relative to commitments to. (H. B. No. 598 and 900.)
- insane asylum for, relative to admission of patients to. (H. B. No. 621.)
- Ohio Soldiers' and Sailors' Orphans' Home, fixing the salary of matron. (H. B. No. 986.)
- relative to support of orphans outside the Home at Xenia. (H. B. No. 719.)

**Public Buildings—**

- relative to heating and ventilation of the State House. (H. B. No. 791.)

**County Officers—**

- auditors, to regulate the fees of. (S. B. No. 286.)
- provide for correcting errors by. (H. B. No. 712.)
- correcting section 4714 relating to services of.
- clerk of courts, to make a general index. (S. B. No. 256.)
- to regulate the fees of. (S. B. 300.)
- commissioners, mileage and per diem of. (S. B. No. 335.)
- relating to the executive committee of childrens' homes. (S. B. No. 782.)
- infirmity directors, relative to reports of. (S. B. No. 363.)
- may sue for property of inmates. (S. B. No. 453.)
- prosecuting attorney, relating to charges against. (S. B. No. 355.)
- rights of tax-payers when prosecutor refuses to bring suit in certain cases. (S. B. 379.)
- relating to term of. (H. B. No. 525 and 748.)
- sheriff, etc., relative to compensation for boarding prisoners. (H. B. No. 538.)
- surveyor, county, relating to rules of. (H. B. No. 494.)
- Board of Control, Hamilton county, relating to. (H. B. No. 170.)
- county commissioners, relative to appointing superintendent of childrens' homes,
- treasurer, relating to fees of. (S. B. No. 334.)

**Compensation of Public Officers—**

- fees and costs, relative to. (H. B. No. 659, 720, 743.)
- assistant librarian, fixing compensation of. (H. B. No. 809.)

**Township Officers—**

- assessors, election of. (S. B. No. 279.)
- deeds from the state, where deposited. (S. B. No. No. 292.)
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- corporate limits, enlargement of. (S. B. No. 253.)
- police boards, enlarging powers of. (S. B. No. 264.)
- cities of the first grade, etc., to issue bonds for infirmary purposes. (S. B. No. 281.)
- firemen, for the relief of. (S. B. No. 288.)
- Cincinnati, to supply certain deficiencies by issuing bonds. (S. B. No. 308.)
  - assessment and contracts, to transfer the power to make. (S. B. No. 354.)
  - leaseholds, providing for the payment of interest on. (S. B. No. 443.)
  - board of aldermen, providing for the election of in certain cases. (S. B. No. 398.)
- Fremont, authorized to construct machine shops. (S. B. No. 423.)
- Lancaster, to issue water works bonds. (S. B. No. 330.)
- Mt. Vernon, to erect city buildings. (S. B. No. 327.)
- Norwalk, to construct machine shops. (S. B. No. 284.)
- Springfield, to construct water works. (S. B. No. 314.)
- Steubenville, to issue water works bonds. (S. B. No. 328.)
- Tiffin, to construct machine shops. (S. B. 298.)
- smoke, relative to the consumption of. (H. B. No. 822.)
- malfeasance in office, relating to. (H. B. No. 193.)
- street commissioner, relative to voting for. (H. B. No. 697.)
- leasehold lands, assessed for taxation. (H. B. No. 86.)
- improvements, relative to proceedings in making. (H. B. No. 234.)
- bonds and coupon bonds, relative to. (H. B. Nos. 275 and 276.)
- taxes, relative to collection of in certain cities. (H. B. No. 277.)
- elections, relative to counting votes cast at. (H. B. No. 389.)
- tax duplicate, relative to omissions in. (H. B. No. 530.)
- voting precincts, to divide wards in certain cities into. (H. B. 533.)
- buildings, to provide for examiners of. (H. B. No. 536.)
- electors, relative to the qualifications of. (H. B. No. 559.)
- cemetery trustees. (H. B. No. 579.)
- Howard's Toledo police bill. (H. B. No. 594.)
- policemen, establishing fund for disabled. (H. B. No. 739.)
- banks, unincorporated, reports from. (H. B. No. 599.)
- board of equalization, relative to in certain cities. (H. B. No. 603.)
- highways, relative to labor upon. (H. B. No. 674.)
- markets, superintendent of, in Cleveland, elective. (H. B. No. 678.)
- water works, protection of owned by companies. (H. B. No. 692.)
- providing that municipal corporations not divided into wards shall constitute an election precinct. (H. B. No. 736.)
- city councils, relative to lease or sale of real estate by. (H. B. No. 740.)
- Dayton, authorized to invest certain funds. (H. B. No. 766.)
- regulating the per capita tax on dogs. (H. B. No. 775.)
- relative to grade of streets. (H. B. No. 846.)
- reducing tax levy in certain cities. (H. B. No. 901.)
- exempting merchandise from taxation in certain cases. (H. B. No. 901.)
- authorizing leaves of absence to inmates of houses of refuge and correction. (H. B. No. 912.)



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**Taxation—**

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equalization statement, transmission of to county auditors. (S. B. No. 382.)  
forfeited land record, to be kept by county auditors. (S. B. No. 383.)  
delinquent lands, duty of county auditors in relation to. (S. B. No. 400.)  
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**Militia—**

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## PART SECOND.

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- correcting clerical error. (H. B. No. 808.)

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- museums, relative to the construction of. (S. B. No. 249.)
- safe deposit companies, providing for the creation and regulation of. S. B. No. 273.
- railroad companies, relative to rights of way over public lands. (S. B. No. 276.)
- stock yard companies, to regulate. (S. B. No. 293.)
- Children's Home, Cleveland, to regulate. (S. B. No. 296.)
- telephone companies, to regulate the charge of. (S. B. No. 325.)
- Dayton, to include in law relating to avenues. (S. B. No. 346.)
- insurance companies, to revise the laws regulating. (S. B. No. 356.)
- relative to the consolidation of telegraph companies. (H. B. No. 693.)
- relative to the purchase of toll roads. (H. B. No. 730.)
- relative to obtaining dead bodies for anatomical purposes. (H. B. No. 171.)
- relative to charges on toll roads. (H. B. No. 556.)
- relative to the judgment paid by a surety. (H. B. No. 558.)
- relative to fines for violation of toll road laws. (H. B. No. 664.)
- relative to the election of trustees by three certain corporations. (H. B. No. 665.)

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- board of education, relating to the membership of. (S. B. No. 254.)
- prescribing the qualifications of. (S. B. No. 255.)
- providing for election of at general elections. (S. B. No. 313.)
- granting power to levy a tax in certain cities. (S. B. No. 318.)
- to regulate elections of in villages. (S. B. No. 342.)
- relative to compensation of judges and clerks of election of. (S. B. No. 391.)
- Cincinnati, relative to election of. (H. B. No. 210.)
- limiting amount expended by, in purchase of books and apparatus. (H. B. No. 560.)
- boards of examiners, what number shall constitute a quorum. (S. B. No. 360.)
- relative to granting certificates by. (H. B. No. 89.)

**Schools—Continued.**

- teacher's certificates, renewal of. (S. B. No. 270.)
  - relative to, for five and ten years. (S. B. No. 362.)
- freeholders, residing without a district to admit children of. (S. B. No. 353.)
- readers, to provide for furnishing. (S. B. No. 304.)
- Cleveland, relative to powers and duties of library committee of. (H. B. No. 166.)
- Ohio University, relative to. (H. B. No. 190.)
- relative to school funds. (H. B. No. 546 and 547.)
- requiring state school commissioner to include in his annual report the number authors, and cost of all new school books used annually in the state. (H. B. No. 837.)
- Cincinnati, University of, relative to appointment of directors for. (H. B. No. 965.)
- defining boundaries and public jurisdiction of adjoining villages. (H. B. No. 852.)

**Property—**

- seal, private, to abolish the use of. (S. B. No. 326.)
- relative to descent and distribution of. (H. B. No. 544.)

**Police Regulations—**

- intoxicating liquors, to provide for taxing. (Pond Bill. S. B. No. 311.)
- local option, to provide for. (S. B. No. 293.)
- legal advertising, to limit the publication of. (S. B. No. 403.)
- peddlers' license, certain persons exempt from. (S. B. No. 420.)
- relative to the fraudulent issue of diplomas to practice medicine. (H. B. No. 470.)

**Drainage—**

- Stillwater Ditch, Darke county, relating to. (S. B. No. 321.)
- navigable rivers, relative to contract for widening, etc. (S. B. No. 303.)
- relative to proceedings in locating county ditches. (H. B. No. 267.)

**Public Ways—**

- toll roads, relative to the abandonment of. (S. B. No. 320.)
- shade and fruit trees, relative to the planting of. (S. B. No. 331.)
- churches, cemeteries, etc., private roads from. (S. B. 345.)
- road commissioners, relative to the dissolution of the board of. (S. B. No. 371.)
- toll bridges, relative to the purchase of. (S. B. No. 428.)
- relative to the repair of roads. (H. B. No. 545.)
- relative to exemption of personal property from executions for payment of poll tax. (H. B. No. 573.)
- relative to duties of engineers in constructing assessment pikes. (H. B. No. 587.)
- relative to care of improved roads in Paulding county. (H. B. No. 588.)
- authorizing road supervisors to construct sidewalks. (H. B. No. 641.)
- requiring bond from superintendent of repairs of free turnpikes. (H. B. No. 807.)
- providing for keeping indexes to journals by clerks of court. (H. B. No. 865.)

**Railroads—**

- Allen county to build. (S. B. No. 447.)
- Darke county to build. (S. B. No. 414.)
- Defiance county to build. (S. B. No. 461.)
- Clarke county (Springfield) to grant right of way to. (S. B. No. 467.)
- Fayette county to build. (S. B. No. 412.)
- Jefferson county to build. (H. B. No. 515.)
- Hancock county to build. (H. B. No. 938.)
- Mercer county to build. (H. B. No. 982.)
- Montgomery county to build. (S. B. No. 438.)
- Morrow county to build. (H. B. No. 646.)
- Muskingum county to build. (H. B. No. 645.)
- Morrow county to build. (H. B. No. 646.)
- Muskingum county to build. (H. B. No. 645.)
- Ottawa county, amending act to construct. (S. B. No. 315.)
- Ottawa county to build. (S. B. No. 316.)
- Paulding county to build. (S. B. Nos. 432, 433, 434, 435, 436, 447, and 456.)
- Pike county to build. (S. B. No. 421.)
- Putnam county to build. (S. B. Nos. 454, 455, 457, 458, 459, and 460.)
- Sandusky county to build. (H. B. No. 952.)
- Tuscarawas county to build. (H. B. No. 974.)
- Van Wert county to build. (S. B. Nos. 370 and 451.)
- Williams county to build. (H. B. No. 991.)
- authorizing Marietta township to purchase real estate for. (S. B. No. 302.)
- Cincinnati Southern, providing for sale or lease of. (S. B. No. 306.)
- sleeping and palace cars, to regulate charges on. (S. B. No. 307.)
- to authorize the lease or sale of, built by villages. (S. B. No. 339.)
- railroad companies authorized to construct telegraph lines. (S. B. No. 349.)
- relative to railroad crossings, how made. (S. B. No. 352.)
- relative to the increase of capital stock. (S. B. No. 426.)
- certain townships to build. (S. B. Nos. 396 and 405.)
- railroad companies may borrow money in lieu of preferred stock. (S. B. No. 411.)
- railroad depots, relating to police regulations. (S. B. No. 424.)
- Columbus and Maysville Railroad Company, granting right of way to through lands of Columbus Insane Asylum. (H. B. No. 953.)
- relative to constructing fences by railroad companies. (H. B. No. 953.)
- providing for lease or purchase of a road in process of construction. (S. B. No. 437.)
- to extend time for completion of certain. (S. B. No. 463.)

**Appropriations—**

- making appropriations for support of common schools. (H. B. No. 547.)
- making appropriations to meet deficiencies for Legislature and Board of Equalization. (H. B. No. 543.)
- making appropriations to pay principal and interest of public debt, etc. (H. B. No. 643.)
- reimbursing sinking fund for moneys temporarily transferred. (H. B. No. 644.)

**Appropriations— Continued.**

- making appropriations for the last three quarters of the fiscal year ending November 15, 1881, and the first quarter of the fiscal year ending February 15, 1882 (H. B. No. 681.)
- making partial appropriations for the benevolent, penal, and reformatory institutions of the State. (H. B. No. 702.)
- making appropriations to build a culvert under the Hooking canal in the village Logan. (H. B. No. 734.)
- making appropriations for Longview Asylum. (H. B. No. 786.)
- making appropriations for the benevolent, penal, and reformatory institutions from February 15, 1881, to February 15, 1882.
- making appropriations to meet deficiencies. (H. B. No. 898.)
- making appropriations to build a culvert under the Miami and Erie canal in Putnam county. (H. B. No. 914.)
- making appropriations for the General Assembly and State Board of Equalization. (H. B. No. 971.)

## PART THIRD.

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### Remedial—

commencement of actions, etc., jury commissioners to create a board of. (S. B. No. 245.)  
publication of notice, relative to order respecting publication of. (S. B. No. 444.)  
providing how actions against corporations may be brought. (H. B. No. 642.)

### Trial—

testimony to facilitate the procuring of. (See S. B. No. 262.)  
cases relating to assignment of. (S. B. No. 378.)  
petit jury, how drawn. (S. B. No. 379.)  
relative to causes of challenge to jurors. (H. B. No. 146.)  
requiring parties who demand a struck jury where the charge is felony, to give security for costs. (H. B. No. 314.)  
relative to competency of testimony in certain cases. (H. B. No. 531.)  
relative to jurors excused from service. (H. B. No. 660.)  
relating to juries in Hamilton and Cuyahoga counties. (H. B. Nos. 601 and 959.)

### Judgments—

execution, to regulate the sale of land on. (H. B. No. 646.)

### Enforcement of Judgment—

providing how notices of judicial sales shall be printed. (H. B. No. 258.)

### Provisional Remedies—

providing that partnerships may be garnisheed. (H. B. No. 774.)

### Special Proceedings—

relative to liens upon water-craft, etc. (H. B. No. 534.)  
providing for execution and delivery of deeds by sheriffs in cases of partition of real estate. (H. B. No. 915.)  
sureties, relief of in certain cases. (S. B. No. 350.)

### Procedure in Probate Court—

guardian for minor children of idiots, appointment of. (S. B. No. 305.)  
creditors, majority of may choose trustee. (S. B. No. 372.)  
executor or administrator may resist setting aside of will, when. (S. B. No. 425.)

**Proceedings in Probate Court—Continued.**

- relating to resignation and removal of trustees by probate court. (H. B. No. 503.)
- relative to condemnation of rights of way abandoned by other companies. (H. B. No. 572.)
- relative to account and distribution by guardian. (H. B. No. 636.)

**Before Justices of the Peace—**

- dower and forcible entry and detainer and right of way. (S. B. No. 274.)
- judgment by default rendered by justices of the peace, when. (S. B. No. 319.)
- jurors, fixing compensation of. (S. B. No. 336.)

**Errors, Mandamus, and Quo Warranto—**

- action relating to commencement of, by officers. (S. B. No. 347.)
- relative to writs of quo warranto against corporations. (H. B. No. 784.)

## PART FOURTH.

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### Crimes and Offenses—Penal—

- game birds, limiting the time of killing. (S. B. No. 257.)
- penalty for selling, etc. (S. B. No. 418.)
- mining law, penalties for violation of. (S. B. No. 258.)
- tobacco leaf, to prevent fraud in sale of. (S. B. No. 266.)
- pool act, to exempt county fairs from provisions of. (S. B. No. 278.)
- stealing from another, attempt to, make punishable. (S. B. No. 280.)
- military or public parade, penalty for disturbing. (S. B. No. 368.)
- bribes, including municipal officers in the statutes to provide against. (S. B. No. 441.)
- relative to the manufacture and sale of impure butter, etc. (H. B. No. 104.)
- relative to embezzlement by carriers, forwarding, and commission merchants. (H. B. No. 215.)
- making guardians liable for embezzlement. (H. B. No. 312.)
- prohibiting the exhibition of any show, etc., on Sunday. (H. B. No. 320.)
- relative to malicious assault. (H. B. No. 507.)
- making it a felony to enter any office, treasury, or bank with malicious intent. (H. B. No. 553.)
- relating to the manner of transporting dead bodies for medical purposes. (H. B. No. 581.)
- making it a felony to cut down timber, etc., from the lands of another. (H. B. No. 658.)
- relating to trespassing on cemetery grounds. (H. B. No. 790.)
- relative to punishment for certain offenses. (H. B. No. 474.)
- making pocket picking a penitentiary offense. (H. B. No. 619.)
- relative to frauds in the sale of commercial fertilizers. (H. B. No. 669.)
- relative to persons practicing medicine. (H. B. No. 683.)
- relative to killing hawks. (H. B. No. 634.)
- providing that fines collected for cruelty to animals be paid to local societies for prevention of, etc. (H. B. No. 932.)

### Criminal Procedure—

- attorneys for indigent persons, providing compensation for. (S. B. No. 261.)
- counsel assigned by court in case of felony. (S. B. No. 440.)
- counsel to assist prosecution, court to fix compensation. (S. B. No. 442.)
- relating to proceedings in court to determine sanity of prisoner. (H. B. No. 400.)
- providing that a jury may be discharged on the ground of corruption. (H. B. No. 612.)



**Jails and Penitentiary—**

criminals may be restored to citizenship, how. (S. B. No. 290.)

officers and guards may be appointed by warden. (S. B. No. 327.)

captain of night watch, fixing salary of. (S. B. No. 392.)

relating to treatment of prisoners in penitentiary and restoration to citizenship.

(H. B. No. 372.)

relating to the collection of over due accounts from contractors for convict labor. (H. B. No. 442.)

## LOCAL AND SPECIAL.

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### Adams County—

free turnpikes in. (S. B. No. 416.)

dog tax fund, authorized to transfer. (H. B. No. 978.)

### Allen County—

dog tax fund, authorized to transfer. (H. B. No. 903.)

### Ashland County—

town-hall, authorized to build. (S. B. No. 294.)

money, authorized to borrow. (H. B. No. 964.)

### Ashtabula County—

dog tax fund, authorized to transfer. (H. B. No. 866.)

Jefferson, to sell certain grounds. (H. B. No. 919.)

### Athens County—

funds, authorized to transfer. (S. B. No. 452.)

sewer, authorized to build. (H. B. No. 680.)

Nelsonville and Coolville, to increase the levy for school purposes. (H. B. No. 737.)

### Auglaize County—

authorized to transfer certain judicial records. (H. B. No. 511.)

### Brown County—

Union township authorized to settle a certain claim for bounty, (S. B. No. 344.)  
turnpikes, to authorize the construction of. (S. B. Nos. 369, 384, 385, 386, and 387.)

bonds, authorized to redeem certain. (H. B. No. 632.)

dog tax fund, authorized to transfer. (H. B. No. 787.)

### Butler County—

St. Clair township to be credited with certain money lost by defalcation. (H. B. No. 747.)

Hamilton, to build machine shops. (H. B. No. 522.)

### Champaign County—

bridge purposes, to issue bonds for. (H. B. No. 750.)

bridge, to build certain. (H. B. No. 839.)

dog tax fund, authorized to transfer. (H. B. No. 896.)

**Clarke County—**

- Springfield, relative to taxation in. (S. B. No. 407)
- Springfield, authorized to construct water works in. (H. B. No. 518.)
- authorized to pay certain judgments. (S. B. No. 413.)

**Clermont County—**

- authorized to pay certain judgments. (H. B. No. 998.)
- turnpike, authorized to construct. (H. B. No. 792.)
- free turnpikes, authorized to construct. (S. B. No. 419.)

**Columbiana County—**

- Hanover village, to build town hall. (S. B. No. 415)
- dog tax fund, authorized to distribute. (H. B. No. 648.)
- Liverpool township, to divide into two election precincts. (H. B. No. 759.)
- Perry township, to transfer certain funds. (H. B. No. 939.)

**Coshocton County—**

- funds, transfer authorized. (S. B. No. 277.)
- public highways, authorized to improve. (H. B. No. 975.)
- East Plainfield M. E. Church, to sell certain lots. (S. B. No. 373.)

**Crawford County—**

- funds, certain, transfer authorized. (H. B. No. 942.)

**Cuyahoga County—**

- Middleport township, to levy tax for poor purposes. (H. B. No. 960.)

**Darke County—**

- dog tax fund. (S. B. No. 332.)

**Defiance County—**

- sewer, authorized to construct. (H. B. No. 764.)
- Mark township, authorized to transfer funds. (H. B. No. 693.)

**Delaware County—**

- agricultural society, authorized to pay the debt of. (S. B. No. 397.)
- bonds, certain, authorized to pay. (H. B. No. 718.)
- Delaware city, authorized to complete city hall. (S. B. No. 324.)

**Erie County—**

- jail, authorized to build. (S. B. No. 449.)
- wood-chucks, to encourage the killing of. (H. B. No. 732.)

**Fairfield County—**

- Rushville township, authorized to borrow money. (S. B. No. 406.)
- for relief of Thomas Myers, Amanda township. (S. B. No. 301.)

**Fayette County—**

- turnpikes, authorized to construct. (S. B. No. 329.)

**Franklin County—**

Darby creek, authorized to bridge. (H. B. No. 614.)

Scioto river, authorized to bridge. (H. B. No. 950.)

**Fulton County—**

dog tax fund, authorized to transfer. (H. B. No. 771.)

**Gallia County—**

dog tax fund, authorized to transfer. (H. B. No. 872.)

**Geauga County—**

Burton, authorized to build town hall. (S. B. No. 448.)

**Greene County—**

Jamestown, authorized to build an engine house. (S. B. No. 358.)

Xenia, authorized to sell city hospital property. (H. B. No. 694.)

Xenia, board of education authorized to transfer certain funds. (H. B. No. 941.)

Silver Creek township, authorized to transfer certain funds. (H. B. No. 993.)

**Guernsey County—**

Quaker City and Springfield turnpike, relative to repair of. (S. B. No. 322.)

fees and costs, authorizing payment of certain. (H. B. No. 842.)

dog tax fund, authorizing transfer of. (H. B. No. 945.)

**Hamilton County—**

agricultural grounds, authorized to improve. (H. B. No. 520.)

road, certain, authorized to build. (H. B. No. 634.)

turnpike, certain, authorized to construct. (H. B. No. 696.)

roads, certain to repair. (H. B. No. 798.)

Mill creek, authorized to bridge. (H. B. No. 940.)

**Hancock County—**

Findlay township, to divide into two election precincts. (H. B. No. 379.)

**Hardin County—**

Forest, authorized to transfer certain funds. (H. B. No. 816.)

**Harrison County—**

Cadiz township, authorized to improve certain roads. (H. B. No. 755.)

**Henry County—**

Napoleon, to redeem certain bonds. (H. B. No. 526.)

court house, to complete. (H. B. 569.)

**Hocking County—**

Logan, to purchase cemetery grounds. (H. B. No. 803.)

Millville school district, to annex territory. (H. B. No. 907.)

Ward township, to divide into two election precincts. (H. B. No. 937.)

**Holmes County—**

- to build certain bridges. (H. B. No. 785.)
- Killbuck township, to create a special school district in. (H. B. No. 861.)
- to transfer certain funds. (H. B. No. 695.)

**Huron County—**

- to enlarge and improve court house (S. B. No. 383.)
- Bellevue, to invest certain funds in U. S. bonds. (S. B. No. 395.)
- relative to New London school district. (H. B. No. 148.)

**Jackson County—**

- Jackson to build school house. (H. B. No. 902.)

**Jefferson County—**

- Steubenville, transfer of certain funds. (S. B. No. 267.)
- Steubenville, to complete water works main. (S. B. 328.)
- Steubenville, to build a town hall and market house. (S. B. No. 366.)
- to build certain culvert. (H. B. No. 515.)

**Knox County—**

- to refund certain taxes. (H. B. No. 523.)
- to improve public roads. (H. B. No. 524.)
- Clayton township, relief of David Cline. (H. B. No. 590.)
- Mt. Vernon, to build water works. (H. B. No. 997.)
- to transfer dog tax fund. (S. B. No. 309.)

**Lawrence County—**

- additional tax for road purposes. (S. B. No. 252.)
- Rome township, to divide into two election precincts (H. B. No. 856.)
- to transfer dog tax fund. (S. B. No. 374 )

**Licking County—**

- Granville township, to repair town hall. (H. B. No. 690.)
- Licking township, to erect town hall. (H. B. No. 858.)
- Newark township, to transfer certain funds. (H. B. No. 928.)

**Logan County—**

- De Graff school district, extension of limits. (H. B. No. 780.)
- to repair free turnpikes. (H. B. No. 787.)

**Lorain County—**

- relative to completing court house. (S. B. No. 251.)

**Lucas County—**

- to issue bonds. (H. B. No. 652.)
- fixing compensation of auditor and treasurer. (H. B. No. 690.)
- to pay certain claims of Luke Jenkins and Geo. Black. (H. B. No. 725.)
- board of equalization to make certain collections. (H. B. No. 815.)
- Washington township, to divide into two election precincts. (H. B. No. 853.)

**Madison County—**

London to transfer certain funds. (H. B. No. 979 )

**Mahoning County—**

Poland township to purchase cemetery grounds. (H. B. No. 519.)

**Marion County—**

to transfer dog tax. (H. B. No. 905.)

**Mercer County—**

Celina school district to issue bonds. (S. B. No. 359.)

**Miami County—**

Bradford school district to issue bonds. (H. B. No. 868.)

**Monroe County—**

to refund its debt on school building. (H. B. No. 764.)

**Montgomery County—**

to construct soldiers' monument. (S. B. No. 348.)

**Morgan County—**

Malta, to annex itself to the village of McConnellsville. (S. B. No. 466.)

**Morrow County—**

Mt. Gilead, to issue bonds. (H. B. No. 646.)

to build a jail. (H. B. No. 870.)

**Muskingum County—**

Rushville, to build town hall, etc. (S. B. No. 465.)

to borrow money for infirmary purposes. (H. B. No. 752.)

**Noble County—**

Jefferson township, relative to voting precincts. (S. B. No. 439.)

**Ottawa County—**

to pay certain claims. (S. B. No. 376.)

to improve drains. (S. B. No. 401 )

**Paulding County—**

to distribute dog tax. (H. B. No. 733.)

**Perry County—**

New Lexington, to issue bonds and transfer funds. (S. B. No. 260.)

to survey certain roads. (S. B. No. 393.)

Hopewell township, to rebuild town hall. H. B. No. 717.)

to transfer dog tax. (H. B. No. 976.)

Shawnee village of, to build an engine house. (S. B. No. 403.)

**Pickaway County—**

- to bridge Scioto rive. (S. B. No. 394.)
- to construct a temporary bridge or ferry. (S. B. No. 415.)

**Pike County—**

- to pay certain indebtedness. (H. B. No. 891.)
- Waverly, to transfer certain funds. (H. B. No. 985.)

**Portage County—**

- to repair court house. (H. B. No. 768.)
- to transfer dog tax. (H. B. No. 948.)

**Preble County—**

- to transfer dog tax. (H. B. No. 649.)

**Putnam County—**

- Columbus Grove to re-record articles of incorporation. (H. B. No. 700.)
- to build certain roads. (H. B. No. 958.)

**Richland County—**

- to transfer dog tax. (H. B. No. 875.)

**Ross County—**

- to pay the claim of Thomas L. Mackey. (S. B. No. 338.)
- Chillicothe, to transfer funds. (S. B. No. 404.)
- to construct certain free turnpikes. (H. B. No. 671.)
- to rebuild certain bridge. (H. B. No. 757.)
- to build childrens' home. (H. B. No. 920.)

**Sandusky County—**

- to levy a tax for poor purposes. (H. B. No. 937.)
- Clyde, to transfer certain funds. (H. B. No. 381.)

**Scioto County—**

- to issue bonds for certain purposes. (H. B. No. 550.)
- to complete certain free turnpikes. (H. B. No. 568.)
- to construct certain free turnpikes. (H. B. No. 726.)
- to grant right of way to railroad companies. (H. B. No. 729.)
- to distribute dog tax. (H. B. No. 753.)
- Portsmouth library, prescribing rate of taxation for. (H. B. No. 800.)
- to build free turnpikes. (H. B. No. 944.)

**Seneca County—**

- to transfer dog tax. (H. B. No. 635.)
- Green Springs township, to issue bonds. (H. B. No. 862.)

**Stark County—**

- Massillon, to erect city building. (H. B. No. 887.)
- Canal Fulton to transfer certain funds. (H. B. No. 893.)

**Trumbull County—**

authorizing compromise with certain. (S. B. No. 277.)  
for the relief of Eliza M. Heaton. (S. B. No. 404.)

**Tuscarawas County—**

Oxford township, to sell certain railroad stocks. (H. B. No. 974.)

**Union County—**

to transfer dog tax. (H. B. No. 860.)  
Marysville, to purchase fire engine. (H. B. No. 662.)

**Van Wert County—**

improvement of highways. (S. B. No. 323.)

**Vinton County—**

Brown township, to create two election precincts. (S. B. No. 421.)  
relative to section 16. "S. B. No. 421."  
to change the names of certain persons. (H. B. No. 839.)

**Warren County—**

relative to school fund. (H. B. No. 617.)  
to construct machine shops. (H. B. No. 749.)

**Washington County—**

Fearing township, to take charge of certain burial grounds. (H. B. No. 756.)  
to improve highways. (H. B. No. 566.)

**Wayne County—**

West Salem, board of education of to issue bonds. (S. B. No. 340.)  
Orrville, to build town hall. (H. B. No. 676.)  
transfer of dog tax. (H. B. No. 760.)  
East Union township, creating special school district in. (H. B. No. 777.)

**Williams County—**

transfer of dog tax. (H. B. No. 620.)

**Wyandot County—**

Richland township, relative to special school district. (H. B. No. 947.)

**For the Relief of—**

Beaver, Benj. N., and Butt, John W. (S. B. No. 129.)  
Blair, Joseph W. (H. B. No. 805.)  
Curtiss, John, Reed, John, and legal representative of Geo. Brown & Co. (H. No. 919.)  
Cline, David. (H. B. No. 590.)  
Dodge, Hiram L., and his sureties. (H. B. No. 876.)  
Dudley, Mrs. S. (H. B. No. 615.)  
Endlich, Phillip. (H. B. No. 968.)  
Evans, Job. E. (H. B. No. 647.)



**For the Relief of—Continued.**

**Eskins, W. C.** (S. B. No. 437.)

**Field, S. N. and J. Hildebrand.** (S. B. No. 259.)

**Garrison, Geo. W. and Ezekial Cast.** (H. B. No. 974.)

**Patterson, John W.** (H. B. No. 615.)

**Swigart, Delila M.** (H. B. No. 888.)

**Wick, Theodore A.** (S. B. No. 365 )

**To change the surnames of certain persons therein named.** (H. B. No. 839.)

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